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# **MUNICIPAL RECORD**

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**MINUTES OF THE PROCEEDINGS**

**OF**

**THE COUNCIL**

**OF THE**

**CITY OF PITTSBURGH**

---

•      **For the Year 1958**



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# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII

Monday, January 6, 1958

No. 1

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, January 6, 1958

On Monday, January 6, 1958, at 10:00 o'clock A. M., the members-elect of the Council of the City of Pittsburgh, together with those holding over, convened in the Council Chamber of said City in accordance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania, approved May 31, 1911.

The Council was called to order by George Boxheimer, City Clerk, who acted as Chairman, Pro tem. of the meeting.

#### The Chair:

This being the day and hour fixed by the Act of Assembly for the organization of the Council of the City of Pittsburgh, the One Hundred Tenth Council will be in order.

We are honored this morning by the presence of Dr. Solomon B. Freehof, Rabbi of Rodef Shalom Temple, who will offer the prayer of invocation.

Dr. Solomon B. Freehof, Rabbi, Rodef Shalom Temple, offered the following prayer:

Heavenly Father. Lord of eternity. For the sake of our understanding Thou dost

divide our lives into times and seasons. We thank Thee, O Lord, for every new beginning. For every new start in our work. For every new reorganization of groups of Thy children. Please bless this council now inducted into the service of this our beloved city and simultaneously into the service of Thee. Be Thou with them in all their deliberations that they may bear their many burdens with patience and visualize their tasks with imagination granted by Thee. May they avail to curb the lawless. To bring confidence to the law-abiding. To keep light as may be the burden on our citizens and get our great city on the road to progress. May they serve Thee as they serve us, your children. Bless them with health, hope and great achievement. Amen.

#### The Chair:

The music this morning was furnished by the Police and Firemen's Band of the City of Pittsburgh, under the direction of Joseph Tyler, Director.

The musical concluded with the playing of The National Anthem.

#### The Chair presented

No. 1

Commonwealth of Pennsylvania  
County of Allegheny

#### CERTIFICATE OF ELECTION

We, the undersigned, members of the Return Board of the County of Allegheny do hereby certify that after tabulating the votes cast at the Election held on the fifth day of November, 1957, in said County, Irma M. D'Ascenzo having received 125,737 votes was duly elected to the office of Member of Council—Two-Year Term for the City of Pittsburgh aforesaid.

Witness our hands and seal this twenty-seventh day of November, 1957.

Jno. J. Kane  
Howard B. Stewart  
John M. Walker

Board of Elections of the  
County of Allegheny, Pa.

Which was read, received and filed.

Also

No. 2.

Commonwealth of Pennsylvania  
County of Allegheny

#### CERTIFICATE OF ELECTION

We, the undersigned, members of the Return Board of the County of Allegheny do hereby certify that after tabulating the votes cast at the Election held on the fifth day of November, 1957, in said County, Patrick T. Fagan having received 125,733 votes was duly elected to the office of Member of Council—Four-Year Term for the City of Pittsburgh aforesaid.

Witness our hands and seal this twenty-seventh day of November, 1957.

Jno. J. Kane  
Howard B. Stewart  
John M. Walker

Board of Elections of the  
County of Allegheny, Pa.

Which was read, received and filed.

Also

No. 3.

Commonwealth of Pennsylvania  
County of Allegheny

#### CERTIFICATE OF ELECTION

We, the undersigned, members of the Return Board of the County of Allegheny do hereby certify that after tabulating the votes cast at the Election held on the fifth day of November, 1957, in said County, Thomas J. Gallagher having received 127,330 votes was duly elected to the office of Member of Council—Four-Year Term for the City of Pittsburgh aforesaid.

Witness our hands and seal this twenty-seventh day of November, 1957.

Jno. J. Kane  
Howard B. Stewart  
John M. Walker

Board of Elections of the  
County of Allegheny, Pa.

Which was read, received and filed.

Also

No. 4.

Commonwealth of Pennsylvania  
County of Allegheny

#### CERTIFICATE OF ELECTION

We, the undersigned, members of the Return Board of the County of Allegheny do hereby certify that after tabulating the votes cast at the Election held on the fifth day of November, 1957, in said County, David Olbum having received 127,505 votes was duly elected to the office of Member of Council—Four-Year Term for the City of Pittsburgh aforesaid.

Witness our hands and seal this twenty-seventh day of November, 1957.

Jno. J. Kane  
Howard B. Stewart  
John M. Walker

Board of Elections of the  
County of Allegheny, Pa.

Which was read, received and filed.

Also

No. 5.

Commonwealth of Pennsylvania  
County of Allegheny

#### CERTIFICATE OF ELECTION

We, the undersigned, members of the Return Board of the County of Allegheny do hereby certify that after tabulating the votes cast at the Election held on the fifth day of November, 1957, in said County, Bennett Rodgers having received 126,018 votes was duly elected to the office of Member of Council—Four-Year Term for the City of Pittsburgh aforesaid.

Witness our hands and seal this twenty-seventh day of November, 1957.

Jno. J. Kane  
Howard B. Stewart  
John M. Walker

Board of Elections of the  
County of Allegheny, Pa.

Which was read, received and filed.

Also

No. 6.

Commonwealth of Pennsylvania  
County of Allegheny

#### CERTIFICATE OF ELECTION

We, the undersigned, members of the Return Board of the County of Allegheny do hereby certify that after tabulating the votes cast at the Election held on the fifth day of November, 1957, in said County, Frederic G. Weir having received 128,148 votes was duly elected to the office of Member of Council—Four-Year Term for the City of Pittsburgh, aforesaid.

Witness our hands and seal this twenty-seventh day of November, 1957.

Jno. J. Kane  
Howard B. Stewart  
John M. Walker

Board of Elections of the  
County of Allegheny, Pa.

Which was read, received and filed.

The Chair appointed the Honorable Abraham L. Wolk, Judge of the Orphans' Court in and for the County of Allegheny, to administer the oath of office to the Members-elect.

The following Members-elect:

Mrs. Irma M. D'Ascenzo, Patrick T. Fagan, Thomas J. Gallagher, David Olbum, Bennett Rodgers and Frederic G. Weir, took and subscribed to the oath of office.

The Chair:

The members will sign the oath of office.

And the members signed their respective oaths of office.

The Chair:

The Clerk will call the roll.

And the roll having been called, there were present: —

Mr. Counahan,	Mr. Jones,
Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan,	Mr. Weir
Mr. Gallagher,	

The Chair:

The first order of business is the nomination and election of a member to serve as President of Council for the ensuing term.

The Chair recognizes Mr. Dinan.

Mr. Dinan:

Mr. Chairman and My Colleagues  
in Council:

I desire at this time to place in nomination for the position of President of Council a gentleman who has had considerable experience as a presiding officer, who is thoroughly conversant with the parliamentary usages that govern it, who is familiar with the rules and doesn't hesitate to enforce them when necessary.

This gentleman, prior to his election to Council in 1933, was an officer of the Flint Glass Workers Union of America, was a member of the State Legislature, and his long tenure as a member of this body qualify him for the Presidency.

This gentleman is starting his seventh term as a member of Council, which I believe is the longest term of any member since the creation of the present Council of Nine, and during my term in Council I have always found him to be fair and honest in his dealings with his colleagues, to the people of Pittsburgh and the City Administration. His dignity and gentleness has endeared him to all of us.

He has always expressed a willingness to co-operate with his colleagues, and I am sure if re-elected he will so conduct himself in the future as he has in the past—to continue to merit the approbation of not only his colleagues but all the people of his native city.

The members of this Council have been able in the past to sit down together harmoniously and see the good qualities in each other and to forget their shortcomings. Such a relationship means much to the citizens of Pittsburgh. It means much for the dispatch and efficiency of the work of Council. Everyone knows that nothing can be accomplished through turmoil and excitement and through the bitter disregard of the rights of others.

The man I am about to nominate for Presidency of this Council has and will respect the opinions of his colleagues.

It is a part of wisdom that an officer, who has performed efficient and satisfactory service, should be continued in office.

I therefore take great pleasure in presenting the name of Thomas J. Gallagher for President of Council.

**Mr. Jones:**

Mr. Clerk and Colleagues in City Council: It is a coveted privilege and a genuine honor for me to second the nomination for Mr. Thomas J. Gallagher as the presiding officer of this Council, as has been stated by my colleague, Mr. Dinan.

The electors have shown their appreciation and given their approval of Mr. Gallagher's dedicated service by electing him to seven consecutive terms as a member of the Council of the City of Pittsburgh. He has dedicated these 24 years of his life to unselfish service to the promotion of the interests of this city and its people.

It is fitting and proper that he should preside over this body because the people of the City of Pittsburgh have an investment in his talent and experience.

These twenty-four years he has served here have been fruitful years for the City of Pittsburgh. In the field of housing, redevelopment, smoke control and human relations Pittsburgh has moved steadily forward until today she occupies the rank of distinction.

This just didn't happen. It is because there have been dedicated people like Mr. Gallagher in all walks of life; in every facet of our community who have been willing to work for the progress of Pittsburgh. Their labors have made this progress possible. It is altogether fitting and proper, as I have said before, that a man who has worked unceasingly like Mr. Gallagher should preside over this body. There have been occasions, true, where there has been disagreement; where there has not been a complete meeting of minds, but there has been no occasion when any member of this body had doubted his honesty, his sincerity or his integrity. Mr. Gallagher is an outstanding citizen.

He is temperate in his judgment and fair and honorable in his dealings with his colleagues and the public in general. I don't know of any one individual in this Council who is better fitted to preside over Council. I don't know of any individual member of this Council who by precept and example has influenced the course of our deliberations and de-

termined the final action of this body than Mr. Gallagher.

And so, Mr. Clerk, it is a pleasure, and I know I express the sentiments of my colleagues, that we are happy to vote for him again as the presiding officer of the One Hundred and Tenth Council.

**The Chair:**

Are there any further nominations?

**Mr. Jones moved**

That the nominations close on the name of Thomas J. Gallagher.

Which motion prevailed.

**The Chair:**

The Clerk will call the roll on the nomination of Thomas J. Gallagher to be President of Council.

And the result of the voting was as follows:

For Mr. Gallagher:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir

(Mr. Gallagher not voting).

And Mr. Gallagher having received eight votes of Council was declared duly elected President for the ensuing term.

The Chair appointed Messrs. Dinan, Jones and Rodgers to escort the President-elect to the Chair.

The Committee performed the duty assigned it and presented Mr. Gallagher to the Chair.

**The Chair:**

The Committee is discharged with the thanks of Council.

The Chair appointed the Honorable Abraham L. Wolk, Judge of the Orphans' Court in and for the County of Allegheny, to administer the oath of office to the President-elect.

And the oath of office as President of Council was administered to Thomas J. Gallagher by the Honorable Abraham L. Wolk, Judge of the Orphans' Court in and for the County of Allegheny.

**The Chair:**

The President of Council will sign the oath of office.

And the President of Council signed the oath of office.

**The Chair:**

The Chair presents to Council and to the citizens of Pittsburgh the new President of Council, Thomas J. Gallagher.

Mr. Gallagher (Pres't):

Reverend Clergy, Mayor Lawrence, Members of Council, Relatives, Friends, Ladies and Gentlemen:

I am indebted to my colleagues for again honoring me as the presiding officer of this Council. I appreciate very highly this honor and the spirit in which it has been done. My position carries no further responsibility in a sense than being a member of Council. Each and every one of us has equal rights and responsibilities.

Before proceeding further I want to thank Mr. Dinan for the kind words uttered in placing my name in nomination for the Presidency of this body. I acknowledge also with gratitude the remarks made by my colleague, Mr. Jones.

I pledge that I will continue in the future as I have in the past—conducting myself in a manner that will reflect credit not upon myself but upon this Council. I am familiar with the duties that devolve upon me as your presiding officer, and I know something of the trials and responsibilities, and I know just what it means to have that responsibility.

As I said on previous occasions my re-election bespeaks a disposition on the part of the Members of Council to be united at this time on policies for the good of Pittsburgh. I said then and I reiterate that pledge, that I will administer my duties with fairness and impartiality. I shall treat each and every one of you with respect, and if any mistakes are made by me that you will know that they are of the head and not of the heart.

Those of you who are here for the first time will long remember these ceremonies. I know I will, though this is the beginning of my seventh term in Council. I am thankful for the good fortune to serve in this body. Thankful for the opportunity to live in this great city and country. Thankful for the nice family I have—and at this point I am happy that my two daughters, and one of my granddaughters, who live in California, were able to be present at this inaugural ceremony, witnessing with all of

you the induction into office the First Lady of Council. Mrs. D'Ascenza was elected to fill an unexpired term, and at the general election on November 5, 1957, was elected by the people to serve out the unexpired term of two years. She has been a great influence upon the other members of Council.

I also want to say that I am thankful for my friends and particularly those who have reposed their confidence in me during all these years.

Thankful to my Creator who has watched over me. Thank you all.

During the year the custom of opening the formal meetings of Council with prayer was inaugurated. Ministers of all denominations were asked to pronounce these invocations, and in every case they responded graciously. Their prayers have been an inspiration to all of us in our deliberations for the common good of all the people of this great thriving city of ours. Now that the practice of intoning God's help and assistance has been started, we shall continue it so long as the present members remain here, and we hope future councils will do the same thing.

At this time I want to publicly acknowledge my thanks and appreciation to the directors and the heads of the various City Departments, the Bureau Superintendents and the thousands of City employees for the help and assistance given me and my colleagues in Council. At no time when requests were made of them did they hesitate or refuse to comply, so far as it was possible for them to do so.

Many questions affecting the administration of City affairs, the purchase and improvement of properties for public use, the repair and improvement of existing City facilities, the repair and improvement of streets, parks and playgrounds, the water system, the redevelopment and rebirth of the City, adequately described as the renaissance, and practically everything for the betterment of our City, have been considered and acted upon by Council during the year 1957. Many of these improvements have been completed, and many more will be considered and acted upon in 1958 and future years. Council has co-operated with the Mayor in all these projects, and the Mayor has reciprocated by joining with

Council. I don't know of any mayor who has co-operated as much with this Council as has Mayor Lawrence. It is only through this co-operation that the many important public and redevelopment projects have and will become a reality.

Before closing, I want to publicly congratulate my colleagues on their re-election, and I assure them and the three hold-over members that I will do my best to live in harmony and peace with them.

Many relatives and friends of the newly-elected members are present, and I would be remiss in my duties as the presiding officer if I didn't call upon these members for remarks on this occasion.

I now call upon the newly-elected members and will do that in alphabetical order. I recognize Mrs. D'Ascenzo.

Mrs. D'Ascenzo:

Mr. President, Mayor Lawrence, Honorable Colleagues, Public Officials, my family and kind friends: Almost two years ago today I stood before you accepting the great honor that had come to me as the first woman member of City Council. Today I am happy once again to accept that great honor not only from my colleagues in City Council but also from the electors of the City of Pittsburgh.

I will say again what I said in my remarks two years ago. I pray Almighty God to make me a good servant to the people of our beloved city.

Mr. Fagan:

Mr. President, Mayor Lawrence, My Colleagues in Council, Friends, Ladies and Gentlemen: I am happy to be re-elected on the Democratic ticket to the Council of the City of Pittsburgh and, of course, this is a great day for the Democrats and for the Lawrence Administration and Members of City Council, who have worked together in the interest of all of the people of this great city of ours.

For a long time there has been a lot of moaning and groaning about a minority in Council. Matters even reached the halls of the Legislature but apparently it has never become a law. But in the final analysis the citizens of the City of Pittsburgh have a right to decide

who shall be their Mayor, their members of City Council and other officers both in the City and County.

As an American and a Democrat I represent all of the people in the City of Pittsburgh and the latch string on my door is always out. There is a welcome mat, too, and any citizen, no matter what his politics may be, may come to see me as their representative, as their servant.

I have, like President Gallagher, a number of grandchildren and at Christmas time I generally receive remembrances from them. This year they presented me with a beautiful book. It was written by the Reverend James Keller, the Christopher Father. The title of the book is "The Government Is Everybody's Business." I am not advertising this book this morning. And even if I were—it is only thirty-five cents—it is one of the most outstanding documents. I don't think there is anybody that would have to change a dollar to buy this important document. It makes it plain that the government is everybody's business. And I think in the City of Pittsburgh we do have civic pride because during the year that is ahead of us there is no doubt about it that there will be young men and women coming from parochial, public and private schools who were in civic classes listening to Council and hearing what the Mayor has to say in reference to the City of Pittsburgh.

And so I want to congratulate the Mayor on his re-election. I am glad to have served for two terms in City Council. I want to congratulate Mrs. D'Ascenzo. She is a fine, outstanding, public-spirited citizen who is well grounded in the fundamental and basic principles of municipal government. To my other members of Council, the gentlemen who ran on the ticket with me, I want to extend my congratulations, and also to the hold-over members of Council.

I made it plain when I was running for City Council that I was looking for a job. If unsuccessful, I would be unemployed in 1958. When you are as old as I am it's pretty tough to go out and get a job. I am very happy to have been re-elected.

I want to close by hoping we have a very successful administration; that God



will guide us all in conducting the affairs of this great City. To the Mayor, to my family and to the citizens of the City of Pittsburgh, I wish you all a very happy and holy new year.

Mr. Olbum:

Mr. President, Mayor Lawrence, Distinguished Guests, Ladies and Gentlemen: There is little, if anything, I might appropriately add to the remarks which have been so eloquently stated by my colleague preceding me. I want to add my congratulations to you Mr. President at the inception of your seventh term as a member of this body and upon your re-election as President of the Council. We are all agreed, I am sure, that in the foreseeable future you have no where else to go and we, therefore, hope you find it possible to stick around for many years to come presiding over the deliberations of this body. You have been a very capable and conscientious member of the Council of the City of Pittsburgh and I am sure it is very satisfying to you to realize that you have been elected to seven consecutive terms.

To say that I am grateful to the people of Pittsburgh who have seen fit to elect me to this body would be a gross understatement. I am likewise grateful to my colleagues in City Council who were running mates with me at the last election and to Mayor Lawrence, too, who played a small role in the campaign. We co-operated to a great degree and I believe the co-operation we rendered one another proved to be fruitful. I am likewise grateful to those who were not candidates at the recent election—to Mr. Counahan—to Mr. Dinan—to Mr. Jones—for the unstinting efforts they exerted in our behalf.

These past twenty months have been a very satisfying and rewarding and pleasurable experience for me. As has been indicated, we do not agree all the time. Some of our discussions are not at a real summit level, but fortunately most of them have been very erudite.

I shall be grateful in the coming four years to have the opportunity to co-operate and collaborate with my colleagues in City Council. I am certain that the coming four years will be, for all of us, a very pleasurable experience because we are living in an era in the City of Pittsburgh which, while difficult, is exceed-

ingly electrifying for this administration and for the people of the City of Pittsburgh. I am sure the next four years will be prosperous and happy ones for the City of Pittsburgh.

Mr. Rodgers:

Mr. President, Mayor Lawrence, Commissioner Kane, Commissioner Stewart, Public Officials, Friends and Citizens: I was most interested in Pat Fagan's statement about the Christmas gift he got. I had suggested that to Santa Claus, too, but I didn't get one. I think, knowing Pat Fagan, that he will share that volume with the other members of City Council. Possibly it may be on the bulletin board so we can all borrow it at different times. Because thirty-five cents, after all, is a pretty high price to pay. Since we have one available, I think I will borrow it from you, Pat.

I want to congratulate Mayor Lawrence and my colleagues who were re-elected and are being sworn in today. I want to thank them all for their help. We all worked together in the election.

I also want to thank the officers and employees of this City. We all ran this time on the record. On the record of achievement of the City. Those things were made possible not only by the Mayor and City Council but also by the help of the directors and all the employees of this City.

It is a pleasure to be inducted into another term and to look forward to serving with these my colleagues and the Mayor. I feel confident that the next year will continue the advancement of this city. Thank you.

Mr. Weir:

Mr. President, Mayor Lawrence, and you public officials who have honored us with your presence today, and all of my friends, I can sincerely re-echo the sentiments expressed by my colleagues in gratitude to the people and the slight assist from Mayor Lawrence for our presence here today. We are all very happy. It happens to be one of those happy occasions in City Council. During the long years of your attendance here, Mr. Gallagher, you have seen them both ways. Today I particularly want to say that I am awfully happy to have the privilege of voting again for you.

Comment was made, I believe, to the effect that you are always calm. I think that perhaps that imperturbability of yours may have something to do with your being around here so long. Although, if Pat Fagan can plug that book it is a fairly good recommendation for Duquesne Pilsener. However, I can't help thinking about it. From the bottom of my heart when I was sworn in here over ten years ago some of us were concerned about your health. I can tell you that now, and I can say without fear of contradiction that as of today you look definitely healthier than you were ten years ago and there is no reason known to science, as David Olbum stated, that you won't go on forever. We all hope you do.

In this changing and chaotic world it is necessary to have something you can tie to. Something stable and enduring as you are when even the heavens are changing. So we are all glad you are here. Mr. Dinan referred to the shortcomings that all of us may have including yours. I don't think you have any real faults, sir. Like your fierce defense of freedom of speech is nothing more than a virtue running wild.

**The Chair:**

The Chair recognizes Mayor Lawrence.

**Hon. David L. Lawrence, Mayor:**

Mr. Gallagher and Distinguished Guests: I am not on this program. I have a speech to make at noon. I did want to rise and say a few words in behalf of Iron City, Fort Pitt and Rolling Rock. Seriously, I want to express my deep appreciation to all of you for coming and to congratulate the members of City Council. We have a great City Council in Pittsburgh. No one knows that better than I do so I am very happy to be starting today with them with another four years to serve the City of Pittsburgh. Thank you and God bless you.

**The Chair:**

What is the pleasure of Council with respect to the adoption of the rules of Council.

**Mr. Fagan moved**

That the Rules of the preceding Council be adopted as the Rules of this Council.

Which motion prevailed.

**The Chair:**

Before entertaining a motion to recess, the Chair wishes to announce the appointment of the Chairmen of the Standing Committees of Council, namely:

**Mr. Dinan:** Committee on Finance.

**Mr. Rodgers:** Committee on Public Works.

**Mr. Jones:** Committee on Public Service and Surveys; Planning and Redevelopment.

**Mr. Counahan:** Committee on Filtration and Water.

**Mrs. D'Ascenzo:** Committee on Parks, Recreation and Libraries.

**Mr. Olbum:** Committee on Public Safety.

**Mr. Weir:** Committee on Health and Sanitation; Traffic and Parking.

**Mr. Fagan:** Committee on Lands, Buildings and Housing.

The Chair also announced the appointment of Mrs. D'Ascenzo, Mr. Dinan, Mr. Fagan, Mr. Jones, Mr. Rodgers, Mr. Weir and himself as members of the Board of Trustees of the Carnegie Library.

**The Chair:**

The Chair will now entertain a motion to recess until 11:50 o'clock, A. M.

**Mr. Dinan moved**

That Council recess until 11:50 o'clock, A. M.

Which motion prevailed.

And Council recessed.

And the hour of 11:50 o'clock, A. M. having arrived and the time of the recess having expired, Council reconvened and there were present:—

<b>Mr. Counahan</b>	<b>Mr. Olbum</b>
<b>Mrs. D'Ascenzo</b>	<b>Mr. Rodgers</b>
<b>Mr. Dinan</b>	<b>Mr. Weir</b>
<b>Mr. Fagan</b>	<b>Mr. Gallagher</b>
<b>Mr. Jones</b>	<b>(Pres't)</b>

**The Chair:**

Within a few minutes the Mayor will take his oath of office. I appoint Messrs. Fagan, Jones and Rodgers as a committee to escort the Mayor-elect, David L. Lawrence, to the Council Chamber.

And the Committee having returned and presented the Mayor-elect to the

Council, was discharged with the thanks of Council.

**The Chair:**

The Chair invites the Mayor-elect to a chair upon the rostrum.

**The Chair:**

Prayer will be offered by Monsignor D. A. Lawless, of St. Mary of Mercy Catholic Church.

Monsignor D. A. Lawless, St. Mary of Mercy Church, offered the following prayer:

In the name of the Father, and of the Son, and of the Holy Ghost. Almighty and eternal God. Father of love. Father of all. We beg of Thee to be with us this day and especially with him who soon will pledge himself to the city and to the people therein.

We know, Almighty God, that Thou hast prepared the earth for the habitation of man. We know, too that Thou did prepare the terrain in which we now dwell. And that it was prepared by Thee for those who dwell therein.

It was Thee who made the hills and originally for us you laid out its valleys and caused limped waters of the three rivers to flow through them and be met at them. There You laid a treasure of gold in the coal that lies beneath the ground. We know, too, that Thou hast prepared each step for us. It is a long step from the time of the tepee and the wigwam to that of the trapper and the log cabin and down through the days of the stage coach to the time when commerce began to flow in and throughout what became Pittsburgh.

We know that Thou hast guided it all and when a slackening came in those great achievements that characterize the rise of this city, there were some that felt it was decadent. But it was but a breathing spell before rising towards greater heights and accomplishing greater things at this time.

Thou has raised up one of our sons. A native of the city. One on whose shoulders fell the cloak of manhood. With a cautious mind; and by his tremendous capacity for work; and by his diligence for duty and most of all by his love for and his zeal for his native city he gave an impetus to that city. He re-

vitalized it. And under his reign it has gone forward to the attainment of greater heights than ever.

This we know, O Lord. Now, in the midst of all these accomplishments, we humbly beseech Thee that Thou will enlighten his mind. Give him a discerning spirit so that he may know what is best for the city and for the people. This, Almighty God, we ask of Thee in the name of the Father, and of the Son, and of the Holy Ghost. Amen.

**The Chair presented**

No. 7.

Commonwealth of Pennsylvania  
County of Allegheny

**CERTIFICATE OF ELECTION**

We, the undersigned, members of the Return Board of the County of Allegheny do hereby certify that after tabulating the votes cast at the Election held on the fifth day of November, 1957, in said County, David L. Lawrence having received 128,532 votes was duly elected to the office of Mayor for the City of Pittsburgh in the County aforesaid.

Witness our hands and seal this twenty-seventh day of November, 1957.

Jno. J. Kane  
Howard B. Stewart  
John M. Walker

Board of Elections of the  
County of Allegheny, Pa.

Which was read, received and filed.

The Chair appointed the Honorable A. Marshall Thompson, Judge of the Court of Common Pleas of Allegheny County, to administer the oath of office to the Mayor-elect.

And the Mayor, David L. Lawrence, took and subscribed to the oath of office, which was administered to him by the Honorable A. Marshall Thompson, Judge of the Court of Common Pleas of Allegheny County.

**The Chair:**

The Mayor will sign the oath of office.  
And Mayor David L. Lawrence signed the oath of office.

**The Chair:**

Ladies and Gentlemen, the Mayor of Pittsburgh.

**Honorable David L. Lawrence,  
Mayor of Pittsburgh:**

Mr. President, Members of Council, Monsignor Lawless, Canon Wilson, Judge Thompson, Ladies and Gentlemen: I would be less than candid if I did not confess the measure of pride that welled in my heart as I once more took the oath of office as Mayor of Pittsburgh.

For it is a proud thing to be the mayor of a great city, and to be freely chosen by my fellow citizens in four successive elections.

To me, then, this inaugural ceremony has nothing in it of the stale or the accustomed, and to me, always, the duty of a mayor to the city is second only to the duty that every just man owes to his Creator.

In these twelve years that I have been Mayor of Pittsburgh, I have tried to do my duty.

My pride today comes from the evident belief of our citizens that our successes outweigh our failures, and that in the performance of my obligations, I have given to the limit of my ability and strength.

Pride, as we all know, has its dangers.

It can become self-satisfaction and smugness. It can become arrogance.

It can become so stubborn a belief in one's own virtues and talents that we become blind to our faults and our deficiencies; that we become incapable of honest self-appraisal and deaf to wise counsel when it conflicts with our own first judgments.

From such excess of pride may we all be delivered, for today's world will not long tolerate complacency. Events are too swift, change is too rapid, for any of us to warm ourselves in the glow of achievements of even the most recent past.

We must live in the present and act for the future.

When I first became Mayor of this City, only twelve years ago to the hour, there was no television and the super-market and the shopping center were yet to be developed. Man's first explosion of the atom was only a year and a half

old, and hydrogen was a light gas used to fill toy balloons. Exploration of outer space was the stuff of fiction. The great population increase, which has added 20,000,000 people to our population in the last seven years, was unpredicted.

We in Pittsburgh had not yet learned how to deal with our air pollution, our water pollution, our parking problem, our problem of slums and blight. Our tax structure was rigid with no capacity to meet inflation. The very heart of Pittsburgh, its Golden Triangle, had seen no new buildings constructed since the depression of the early 1930's.

The world has indeed changed, as we are learning every day.

We are fortunate because our city, in this changing world, has not stood still.

I must say to you today that there will be no time to relax in the next four years; no time to drift; no time to take things easy. Nor would be truly have it any other way, for we know that change and progress is the law of life itself. It is the ability to adapt, to meet new conditions, to take advantage of new opportunities, a constant striving which creates greatness in men and civilizations.

This nation is challenged now because it did relax, because it did become complacent, because it failed in executive energy.

We in Pittsburgh, who have taken so much pride in our community achievements, who are so gratified when delegations come to visit us from other cities and other lands, who have made so brave a beginning in the reconstruction of a great urban center—we in Pittsburgh may rightly be proud of what has been done.

We owe a great debt to our citizen organizations such as the Allegheny Conference and the Pennsylvania Economy League, to our business leadership, to our labor unions, to devoted public servants at every level of government in the city, the county, the state and the nation.

But in looking back, we know that we have not done too much.

We have, in fact, done too little.

The pressure of our times calls for more, and more, and more.

That is true in the city government itself, its departments and its agencies. I believe we have learned the mechanics, made all the practice runs, and achieved measurable, visible, valuable results. But we never can be satisfied until each city service is the best in the land, until the redevelopment program moves with much greater speed, until the last slum house has been destroyed, until we have adequate parking for every district in the city.

In city finance, we have achieved a stability which meets our public needs without a crushing burden on any group of taxpayers.

Our municipal house is in reasonable order.

But OUR municipal house does not stand alone.

We have neighbors, good neighbors, in our suburbs, in our surrounding counties, up and down these river valleys which make our economic region.

We live in co-operation with our agencies of education, public and private, kindergarten to graduate school.

We live in co-existence—not always peaceful—with our agencies of mass transportation, vital to the city but remote from its control.

We are part of the commonwealth, which has been increasingly understanding of our problems. Our economy must reflect the nation's booms, re-adjustments, and recessions.

Our current problems, our emerging problems, our hardest and least mastered problems are, I believe, in those areas in which the city government cannot take direct action.

They are the problems of the whole region to which Pittsburgh belongs, the region which it serves as a center, a capital.

We must, all of us, in the city and out of it, bring these problems into a new regional focus, concentrate our mutual energies upon them until we find solutions.

I can promise that Pittsburgh will be an unselfish partner in these enterprises.

We will understand the need for new community services in areas of expanding population, and will cheerfully participate in the strengthening of county government to aid such services, although our own direct benefits are small or non-existent.

Education is the key to the nation's future. We will do every proper thing to aid and improve our system of education. To our city's colleges and universities—Pitt, Carnegie Tech, Duquesne, Mt. Mercy, Chatham, we will offer every help within our jurisdiction in meeting the enormous obligations which are theirs.

We have lived through a period of community hardship when our principal agency of mass transportation failed to function. In the months and years to come, we must be prepared to take bold steps—dramatic steps—to provide this area with adequate mass transportation. The city alone can't do it, as any map will show, but we will help to the limit in forging a community program which will provide rapid and convenient public transit throughout this area.

We have not, to this time, met our mass transportation problem with the same determination, the same willingness to originate, the same united efforts that have brought success to us in our work of community improvement.

Pittsburgh must discover anew its sense of participation in a regional economic life. We are no island; we must interchange our skills and resources with the people of the Ohio Valley, the Allegheny Valley, the Monongahela, the Lake Erie shore. We must have an awakened and enlightened interest in the communications which either tie the area together, or separate and divert it. We must aid our neighbors in obtaining good highway access, and view with sympathy their needs in port development and water resources.

It is said that we have had a renaissance in Pittsburgh.

History will show that the original renaissance, with its great flowering of art, and learning, and prosperity, was in truth short-lived. The original renaissance was a short respite, in terms of history, between darkness and sterility.

We must make sure that our renaissance

sance in Pittsburgh is not a brief flaring of energy and accomplishment. We must instead give it the seeds of endurance; we must endow it with the ability to live and spread and grow always stronger in the process.

We must, with the nation, learn to use all of our man-power, all of our technology, all of our great industrial plant—all the time.

Unemployment, short work weeks, steel below capacity—these things are waste which America cannot afford.

We in Pittsburgh will do our part—we have always done our part—to keep this nation strong in its defenses and in its economy.

And finally—we will happily join with this mighty nation in the upward surge which must soon once again demonstrate the true, the aroused strength, of the American people.

The Chair presented

No. 8. Bond in the sum of \$25,-000.00 of the Continental Casualty Company on behalf of David L. Lawrence, Mayor, in favor of the City of Pittsburgh, Pa.

Which was read.

Mr. Jones moved

That the bond be accepted and approved, subject to the approval by the City Solicitor.

Which motion prevailed.

The Chair:

Reverend Canon Edward M. Wilson, of the Trinity Episcopal Church, will pronounce the benediction.

And the Rev. Canon Edward M. Wilson, of the Trinity Episcopal Church, pronounced the following benediction:

Unto Thee, our God, who are ever present and ever lasting, we come, the people of the City of Pittsburgh with a love for our holy city. We beseech Thee to grant to our administrative department perfect guidance and understanding. Grant to the Technological Department insight and courage to set forth the best and grant to the Sociological Department a continuation to establish health and social conditions on a greater scale. And to Thee we remain

loyal, healthful and true to the best of our advances and knowledge. And may the blessings of God Almighty be with us always. Amen.

Mr. Dinan moved

That Council recess until 2:30 o'clock, P. M.

Which motion prevailed.

And

Council recessed.

And the hour of 2:30 o'clock, P. M., having arrived and the time of the recess having expired, Council reconvened and there were present:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	((Pres't))
Mr. Olbum	

Absent:—

Mr. Counahan.

#### PRESENTATIONS

The Chair presented

No. 9.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958.

President and Members

City Council

City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of David A. Smith whom I am appointing City Treasurer of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 10. Resolved, That the appointment by the Mayor of David A. Smith as City Treasurer be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Upon which motion the ayes and noes  
were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Coun-  
cil being in the affirmative, the motion  
prevailed.

The Chair presented

No. 11.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the  
name of Louis Rosenberg whom I  
am appointing Director of the De-  
partment of Public Safety of the City  
of Pittsburgh, subject to the ap-  
proval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 12. Resolved, That the ap-  
pointment by the Mayor of Louis Rosen-  
berg as Director of the Department of  
Public Safety be and the same is hereby  
approved and confirmed.

Which was read.

Mr. Olbum moved

The adoption of the resolution.  
Upon which motion the ayes and noes  
were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Coun-  
cil being in the affirmative, the motion  
prevailed.

The Chair presented  
No. 13.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the  
name of J. Frank McKenna, Jr.,  
whom I am appointing City Solicitor  
of the City of Pittsburgh, subject to  
the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 14. Resolved, That the ap-  
pointment by the Mayor of J. Frank  
McKenna, Jr., as City Solicitor be and  
the same is hereby approved and con-  
firmed.

Which was read.

Mr. Weir moved

The adoption of the resolution.

Upon which motion the ayes and noes  
were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Coun-  
cil being in the affirmative, the motion  
prevailed.

The Chair presented  
No. 15.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Homer R. Greene whom I am appointing Director of the Department of Lands and Buildings of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 16. Resolved, That the appointment by the Mayor of Homer R. Greene as Director of the Department of Lands and Buildings be and the same is hereby approved and confirmed.

Which was read.

Mr. Fagan moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 17.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members

City Council

City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of John A. Murphy whom I am appointing Director of the Department of Water of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 18. Resolved, That the appointment by the Mayor of John A. Murphy as Director of the Department of Water be and the same is hereby approved and confirmed.

Which was read.

Mrs. D'Ascenzo moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 19.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members

City Council

City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of James S. Devlin whom I am appointing Director of the Department of Public Works of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 20. Resolved, That the appointment by the Mayor of James S. Devlin as Director of the Department of Public Works be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.



Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 21.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Robert J. Templeton whom I am appointing Director of the Department of Parks and Recreation of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 22. Resolved, That the appointment by the Mayor of Robert J. Templeton as Director of the Department of Parks and Recreation be and the same is hereby approved and confirmed.

Which was read.

Mrs. D'Ascenzo moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 23.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Charles D. McCarthy whom I am appointing Director of the Department of Supplies of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 24. Resolved, That the appointment by the Mayor of Charles D. McCarthy as Director of the Department of Supplies be and the same is hereby approved and confirmed.

Which was read.

Mr. Jones moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 25.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the

name of Ernest C. Jones whom I am appointing Police Magistrate of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 26. Resolved, That the appointment by the Mayor of Ernest C. Jones as Police Magistrate be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 27.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Julius J. Strba, whom I am appointing Police Magistrate of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 28. Resolved, That the appointment by the Mayor of Julius J. Strba as Police Magistrate, be and the

same is hereby approved and confirmed.  
Which was read.

Mr. Dinan moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 29.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Enoch Johnson, whom I am appointing Police Magistrate of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 30. Resolved, That the appointment by the Mayor of Enoch Johnson as Police Magistrate be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 31.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of John J. Florucci, whom I am appointing Police Magistrate of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 32. Resolved, That the appointment by the Mayor of John J. Florucci as Police Magistrate be and the same is hereby approved and confirmed.  
Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 33.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of William Redmond, whom I am appointing Police Magistrate of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 34. Resolved, That the appointment by the Mayor of William Redmond as Police Magistrate be and the same is hereby approved and confirmed.  
Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 35.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Robert E. Williams whom I am appointing Police Magistrate of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 36. Resolved, That the ap-

pointment by the Mayor of Robert E. Williams as Police Magistrate be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 37.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,

January 6, 1958

President and Members

City Council

City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Charles M. Stotz, 19 Briar Cliff Road, whom I am re-appointing as an Architect Member of the Art Commission of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 38. Resolved, That the appointment by the Mayor of Charles M. Stotz as Architect Member of the Art Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 39.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,

January 6, 1958

President and Members

City Council

City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of B. Kenneth Johnstone, 206 Richland Lane, whom I am re-appointing as an Architect Member of the Art Commission of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 40. Resolved, That the appointment by the Mayor of B. Kenneth Johnstone as Architect Member of the Art Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 41.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Alfred M. Marks, 5624 Marlboro Road, whom I am re-appointing as an Architect Member of the Art Commission of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 42. Resolved, That the appointment by the Mayor of Alfred M. Marks as Architect Member of the Art Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 43.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Samuel Rosenberg, 2721 Mt. Royal Road, whom I am re-appointing as a Painter Member of the Art Commission of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 44. Resolved, That the appointment by the Mayor of Samuel Rosenberg as Painter Member of the Art Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 45.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Anthony Vittor, 2565 Fifth Avenue, whom I am re-appointing as a Sculptor Member of the Art Commission of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 46. Resolved, That the appointment by the Mayor of Anthony Vittor as Sculptor Member of the Art Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 47.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of John J. McKee, 516 Sherman Avenue, whom I am re-appointing as a Public Member of the Art Commission of the City of Pittsburgh, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 48. Resolved, That the appointment by the Mayor of John J. McKee as Public Member of the Art Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 49.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of James Lovuola, 18 Vine Street, whom I am re-appointing as a member of the Board of Adjustment, for a three-year term, expiring January 1, 1961, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 50. Resolved, That the appointment by the Mayor of James Lovuola as Member of the Board of Adjustment be and the same is hereby approved and confirmed.

Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 51.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Park H. Martin whom I am re-appointing a member of the City Planning Commission, for a term of six years expiring January 1, 1964, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 52. Resolved, That the appointment by the Mayor of Park H. Martin as a member of the City Planning Commission for a term of six years, expiring January 1, 1964, be and the same is hereby approved and confirmed.

Which was read.

Mr. Jones moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented  
No. 53.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Martin C. Mihm, whom I am re-appointing a member of the City Planning Commission, for a term of six years, expiring January 1, 1964, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor.

Which was read, received and filed.

Also

No. 54. Resolved, That the appointment by the Mayor of Martin C. Mihm as a member of the City Planning Commission for a term of six years, expiring January 1, 1964, be and the same is hereby approved and confirmed.

Which was read.

Mr. Jones moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 55.

OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh  
Gentlemen:

I am happy to submit to you the name of John W. Towns, whom I am re-appointing a member of the City Planning Commission, for a term of six years, expiring January 1, 1964, subject to the approval of your honorable body.

Very truly yours,  
David L. Lawrence,  
Mayor

Which was read, received and filed.

Also

No. 56. Resolved, That the appointment by the Mayor of John W. Towns as a member of the City Planning Commission for a term of six years, expiring January 1, 1964, be and the same is hereby approved and confirmed.

Which was read.

Mr. Jones moved

The adoption of the resolution. Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 57.

#### OFFICE OF THE MAYOR

Pittsburgh, Pa.,  
January 6, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to submit to you the name of Donald C. Peters, whom I am re-appointing a member of the Board of Standards and Appeals, for a term of three years, expiring January 1, 1961, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence,  
Mayor

Which was read, received and filed.

Also

No. 58. Resolved, That the ap-

pointment by the Mayor of Donald C. Peters as a member of the Board of Standards and Appeals for a term of three years, expiring January 1, 1961, be and the same is hereby approved and confirmed.

Which was read.

Mr. Olbum moved

The adoption of the resolution. Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair:

It is the intention of His Honor, the Mayor, David L. Lawrence, to administer the oath of office to his cabinet members, whose appointments were just confirmed and approved by Council.

I appoint Messrs. Dinan, Fagan and Jones to escort the Mayor to the Council chamber to administer the oath of office to those whose appointments have been approved and confirmed by Council.

The Committee performed the duty assigned it and presented Honorable David L. Lawrence, Mayor, to the Chair.

The Chair:

The Committee is discharged with the thanks of Council.

And the Honorable David L. Lawrence, Mayor, administered the oath of office to the several directors, the police magistrates, and the members of the Civil Service Commission.

Mr. Dinan moved

That Council adjourn.

Which motion prevailed.

And

Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII

Monday, January 13, 1958

No. 2

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, January 13, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
	(Pres't)

Absent:—

Mr. Rodgers

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. Ted V. Voorhees, Pastor of the Church of Good Samaritan. Rev. Voorhees is also the Chaplain at the Western Pennsylvania Penitentiary, and he will deliver the invocation.

Rev. Ted V. Voorhees, Pastor of the Church of the Good Samaritan, offered the following prayer:

Our Father in Heaven, the Psalmist has said, "O give thanks unto Jehovah, for He is good; for His loving kindness endureth forever." We would, therefore, pause before Thee, the great Jehovah, to

give most hearty thanks for all the blessings we have known. Help us to understand that when we try to live without Thee, we are unable to live with ourselves; and when we say "No," to Thee, we are denying our own best interest.

Grant to these men, who have been chosen by the votes of their fellows, that they may find, in the midst of perplexities that Thou art the Solver of problems; in the presence of hurts that Thou art the Healer of wounds; and in the moments of weakness that Thou art our Fortress and Strength.

Bless the citizens of this great city with understanding and patience. Help them to know that the wish of one may not always be best for the many; and help them to withhold judgment and criticism until all the facts and circumstances are known.

Grant that all of us, as citizens of this metropolis, may so live as to improve our status as citizens of the Kingdom of Heaven. In the name of the Father and of the Son and of the Holy Ghost. Amen.

The Chair:

Thank you Rev. Voorhees for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 59. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Meters of various sizes for the Department of Water, and for the payment thereof.

Also

No. 60. Resolution authorizing and directing the City Treasurer to accept the sum of \$260.00 in settlement of delinquent flat rate water charges billed the Dollar Savings Bank, now the prop-

erty of the Sun Drug Company, located at 218-220 Diamond Street, 1st Ward, for the years 1952, 1953 and the year 1954 to May 24th.

Which were read and referred to the Committee on Finance.

Mrs. D'Ascenzo presented

No. 61. An Ordinance taking, appropriating and condemning for park and other public purposes property at the intersection of Chartiers Avenue and Middletown Road in the Twenty-eighth Ward of the City of Pittsburgh.

Also

No. 62. An Ordinance appropriating and setting aside the sum of \$15,000.00 in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of Engineering Expenses.

Also

No. 63. An Ordinance providing for a contract or contracts for the Construction of a Parklet and Play Area in Grandview Park in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 64. An Ordinance providing for a contract or contracts for the Construction of a Parklet and Additional Facilities at Herschel Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 65. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Rubber Hose and Nozzles, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 66. An Ordinance providing for the letting of a contract for the furnishing and delivery of Chain Saws, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 67. An Ordinance providing for the letting of a contract for the furnishing and delivery of Triplex Mowers,

for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 68. An Ordinance providing for the letting of a contract for the furnishing and delivery of Chlorination Equipment for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 69. An Ordinance providing for the letting of a contract for the furnishing and delivery of Power Mowers for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 70. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Playground Equipment, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 71. An Ordinance providing for the letting of a contract for the furnishing and delivery of Diving Boards and Accessories, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 72. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Hardware and Mill and Mine Equipment, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 73. An Ordinance authorizing the City of Pittsburgh to dedicate and set aside a tract of land in the Herron Hill Park Junior Play Area for a playground with certain restrictions; said playground shall be known as the "Grace L. Woods Playground for Small Children."

Which were severally read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Dinan presented

No. 74. An Ordinance transferring the sum of \$275.34 from Code Ac-

count No. 1028, Salaries, Regular Employees, Traffic Court, to Code Account No. 1022, Salaries, Regular Employees, Magistrates, Office of the Mayor.

Also

No. 75. An Ordinance authorizing and directing the City Controller to transfer the sum of \$18,000.00 or so much thereof as may be necessary, from Code Account No. 57, Social Security Fund, to an account in the Mellon National Bank and Trust Company designated as "City of Pittsburgh Employees' Social Security Contribution Account," for the purpose of providing sufficient funds to cover payments to the United States Government for coverage of City employees participating in the Federal Social Security program as of January 1, 1956; and authorizing and directing the City Treasurer to deduct from employees' salaries sufficient funds which in his discretion he deems necessary to make up the deficiency in employees' Social Security contributions.

Also

No. 76. An Ordinance providing for the letting of a contract for the furnishing and delivery of Kard-Veyer Unit, Complete with Accessories, for Traffic Court, Department of the Mayor, and for the payment thereof.

Also

No. 77. An Ordinance providing for the letting of a contract for the furnishing and delivery of an Electric Typewriter with Hectewriter attachment, less trade-ins, for the Department of Supplies, and for the payment thereof.

Also

No. 78. An Ordinance providing for the letting of a contract for the furnishing and delivery of Calculating Machine, less trade-in, for the Department of Supplies, and for the payment thereof.

Also

No. 79. An Ordinance authorizing the issuance of warrants in favor of the following:

Name of Company	Amount
Detrick Company -----	\$ 538.44
Detrick Company -----	1,962.55
Garlock Packing Company -----	18.40

for materials furnished for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 80. An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount not exceeding \$2,810.10, for payment of employees, Department of Lands and Buildings, whose names will appear on a special payroll submitted for the period from October 1, 1957 to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 81. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of December 31, 1957.

Also

No. 82. Communication from the City Controller submitting audit report of the Department of Water, Distribution Division, Domestic Service, for the period from October 1, 1956 to September 30, 1957.

Also

No. 83. Communication from Department of Supplies requesting permission to send Tom Marshall, Jr., Superintendent of the Bureau of Tests, to annual meeting of American Society for Testing Materials to be held in St. Louis during the week of February 9, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 84. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to execute a lease, on behalf of the City of Pittsburgh, to Marlon Coal and Supply Company for a certain portion of the wharf along the Ohio River in the 21st Ward, City of Pittsburgh, beginning at the westerly line of Belmont Street and extending in a westerly direction a distance of 805 feet to the westerly line of Mumford Street, for a term of five years, commencing February 1, 1958, at an annual rental of \$805.00, payable quarterly in advance, and that said lease shall contain such other terms and conditions as shall in form be approved by the City Solicitor.

Also

No. 85. Resolution authorizing sale to Howard F. Adelsberger, lot on Danbury Street, 26th Ward, for the sum of \$1,100.00.

Also

No. 86. Resolution authorizing sale to Joseph H. Bliss, lot on West Liberty Avenue, 19th Ward, for the sum of \$1,350.00.

Also

No. 87. Resolution authorizing sale to Joseph H. Bliss, lot on West Liberty Avenue, 19th Ward, for the sum of \$2,000.00.

Also

No. 88. Resolution repealing Resolution No. 348, approved September 19, 1957, authorizing sale to Leonard J. Bluemle and Mary M. Bluemle, his wife, lot on Zahniser Street, 20th Ward, for the sum of \$850.00.

Also

No. 89. Resolution authorizing sale to Steve M. Bombara, lot on Stella Street, 16th Ward, for the sum of \$100.00.

Also

No. 90. Resolution authorizing sale to Ferdinand J. Feitl, Jr., and Catherine M. Feitl, his wife, lot on East Ohio Street, 23rd Ward, for the sum of \$1,500.00.

Also

No. 91. Resolution repealing Resolution No. 450, approved November 25, 1957, authorizing sale to Robert R. Lavelle, lot on Herron Avenue, 5th Ward, for the sum of \$1,600.00.

Also

No. 92. Resolution authorizing sale to Edgar L. Smith, lots on Oakdene Street, 12th Ward, for the sum of \$1,100.00.

Also

No. 93. Resolution authorizing sale to Charles C. Thompson and Clara Thompson, his wife, lot on Ellopia Street, 20th Ward, for the sum of \$550.00.

Also

No. 94. Resolution repealing Resolution No. 454, approved November 25, 1957, authorizing sale to Ethel Wilson

Whitfield, lots on Broad Street, 10th Ward, having erected thereon a two-story frame house, for the sum of \$1,700.00.

Also

No. 95. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Lewis C. Eakman and Edyth Mae Eakman, for lot on Beechland Street, 31st Ward, which was acquired at City Treasurer's Sale No. 723 of 1958, upon payment of all taxes, penalties, interest and costs.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 96. Petition for vacation of Forbush Way, between Lydia Street and Shields Street.

Also

No. 97. An Ordinance vacating Forbush Way between Lydia Street and Shields Street.

Also

No. 98. An Ordinance vacating a portion of Boulevard Drive at the westerly intersection of Beechwood Boulevard, and providing certain terms and conditions.

Also

No. 99. An Ordinance vacating a strip 1.5 feet wide along the easterly line of South Twentieth Street, from Sarah Street and Carey Way.

Also

No. 100. An Ordinance vacating Mossfield Street (formerly Morningside Avenue) between Black Street and Stanton Avenue, and providing certain terms and conditions.

Also

No. 101. An Ordinance establishing the grade of Line Street, from Walton Avenue to Fairland Street.

Also

No. 102. An Ordinance re-establishing the grade of Fairfield Street, from Antoinette Street to a point 210.00 feet westwardly therefrom.

Also

No. 103. An Ordinance re-estab-

lishing the grade of Mayville Avenue, from LaMoine Street to Elmbank Street.

Also

No. 104. An Ordinance fixing the width and position of the roadway and sidewalks, and re-establishing the grade of Windcrest Drive, from Amsterdam Street to a point 244.71 feet westwardly therefrom.

Also

No. 105. Communication from the Department of Public Works submitting petition for the vacation of Albright Way, between Stratmore Street and Clairtonica Street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Olbum presented

No. 106. An Ordinance authorizing the issuance of warrant in favor of B. L. Corbett for \$97.56 in payment for traveling expenses incurred by his participation in the Twelfth Mayor's Highway Safety Conference.

Also

No. 107. Resolution authorizing the issuing of a warrant in favor of Anthony V. Tedesco, 6201 Station Street, Pittsburgh 6, Pa., in the sum of \$68.50, refunding partial amount paid for building permit; to Nathan Cantor, 121 South Negley Avenue, Pittsburgh 6, Pa., in the sum of \$33.10, refunding partial amount paid for building permit; to Levenson Electrical Company, 931 Liberty Avenue, Pittsburgh 22, Pa., in the sum of \$10.00, refunding amount paid for electrical permit; to Williams Electric Service, 3111 West Street, West Mifflin, Pa., in the sum of \$7.00 refunding amount paid for electrical permit; and to Arthur Capuzzi of 1011 McKenna Avenue, Pittsburgh 5, Pa., in the sum of \$3.40, refunding partial amount paid for building permit, which were cancelled, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 108. Resolution authorizing and directing the Mayor and the Director of the Department of Public Safety to engage the services of Mason Marionettes, 213 Cleveland Avenue, Pittsburgh 2, Pa., for the producing of shows to be scheduled by the Department of Public Safety

in the Schools of the City of Pittsburgh for the period from January 13, 1958 through June 6, 1958, and from September 15, 1958 through December 12, 1958 and in the playgrounds of the City of Pittsburgh for a period of 4 weeks, commencing July 1, 1958 and terminating August 1, 1958 for the total sum not to exceed \$2,800.00 for traffic safety education activities in the form of a marionette show; authorizing the issuing of a warrant in the total amount not to exceed \$2,800.00 for payment of said services, and charging same to Code Account No. 1416, Child Safety Activities.

Also

No. 109. Resolution authorizing and directing the Mayor and the Director of the Department of Public Safety to engage the services of a producer, two announcers and an organist, and such other personnel or services as may be needed from time to time to conduct a weekly half-hour radio program for a period of 26 weeks commencing during the week of January 27, 1958, as an extension or continuation of similar programs during the year 1957 and years previous thereto, over Radio Station KQV, for the purpose of traffic education or instruction; that all personnel engaged be approved by the Director of the Department of Public Safety; that the total sum of not over \$2,600.00 be expended for this specialized service for these 26 broadcasts; authorizing the issuing of warrants in favor of the producer, the two announcers, the Organist, and such other personnel or services as needed, and charging \$1,300.00 to Code Account No. 1415, Adult Traffic Education, and \$1,300.00 to Code Account No. 1416, Child Safety Education.

Also

No. 110. An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Which was read and referred to the Committee on Public Safety.

Also

No. 111. Communication from Department of Public Safety advising

of 60-day trial traffic regulations, effective January 20, 1958.

Which was read, received and filed.

Mr. Weir (for Mr. Rodgers) presented

No. 112. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to execute a tri-party long-term agreement by and among City of Pittsburgh, Allegheny County Sanitary Authority and Firth Sterling, Inc., for sewage and industrial waste treatment and disposal service by the Sewage Disposal System that will serve the City of Pittsburgh, and providing charges therefor.

Also

No. 113. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of December, 1957.

Which were read and referred to the Committee on Finance.

Also

No. 114. An Ordinance providing for the letting of a contract for the furnishing and delivery of Tar Asphalt Kettles for the Bureau of Bridges, Highways and Sewers, Department of Public Works, as per specifications, and for the payment thereof.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 115. Communication from Harry W. Kamin, Esq., requesting the exoneration of penalty and interest on claims against certain lots in the Pioneer Village Plan of Lots, 19th Ward, for the grading, paving and curbing of the street.

Also

No. 116. Communication from Pittsburgh Municipal Employees Local Union 192B requesting a meeting with Council to discuss matters affecting the membership of the Union.

Which were read and referred to the Committee on Finance.

Also

No. 117. Communication from the East Liberty Chamber of Commerce requesting strict enforcement of existing laws concerning Sunday observance, etc.

Also

No. 118. Communication from the North Side Chamber of Commerce requesting strict enforcement of existing laws concerning Sunday observance, etc.

Also

No. 119. Communication from the Fort Pitt Supply Company asking for a hearing relative to traffic regulation of no parking at any time on East Ohio Street between Chestnut Street and the City Line at Millvale Borough.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 120. Communication from Philip R. Dutch relative to the purchase of Lots 38, 39, 40 and 41 in the Park Edge Acre Plan.

Also

No. 121. Communication from Nicholas R. Stone, Esq., requesting on behalf of his client the sale or lease of a strip of ground adjoining the Dunbar Playground, 28th Ward.

Which were read and referred to the Committee on Lands, Buildings and Housing.

#### MOTIONS AND RESOLUTIONS

Mr. Dinan presented

No. 122. Whereas, The City of Pittsburgh will celebrate the two hundredth birthday beginning in October, 1958, and continuing through the year 1959; Therefore, Be It

Resolved, That the Postmaster General of the United States be and he is hereby requested, on behalf of the people of Pittsburgh, to have printed and issued sometime during the period of the Bicentennial of the City of Pittsburgh a stamp commemorating this event; the background of the stamp to be either the Golden Triangle, or the Gateway Center, with the four Corners,

FORT DUQUESNE or FORT PITT  
BLOCK HOUSE,

GENERAL GEORGE WASHINGTON,

GENERAL JOHN FORBES,

WILLIAM PITT, Prime Minister of  
England.

Which was read.

---

Mr. Dinan moved the adoption of the  
resolution.  
Which motion prevailed.

And, upon motion of Mr. Dinan,  
Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII

Monday, January 20, 1958

No. 3

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Asst City Clerk

Pittsburgh, Pa.,

Monday, January 20, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. Ramsey Bridges, Pastor of the Warren Methodist Church, 2604-6 Centre Avenue, Pittsburgh 19, Pa., who will deliver the invocation.

Rev. Ramsey Bridges, Pastor of the Warren Methodist Church, offered the following prayer:

Almighty God, Fountain of Life and Light, who didst raise up prophets in ancient times to warn and instruct, and whose Son Jesus Christ did send abroad into this world Apostles, evangelists, pastors, and teachers, we beseech Thee to raise up in these days within our midst an increasing number of wise and faith-

ful men, filled with prophetic fire and apostolic zeal, by whose labors our City may be greatly blessed. Through this wilderness of change we need strong men to lead us. The pressures of the age through which we are passing leaves many without originality and judgment; many more are left who seek to be influenced rather than to influence; and many more are left whose beliefs in right and wrong change like the weather. Keep the members of our City Council strong in minds and hearts. Fill them so full of Thy Spirit that they cannot be bought by the spoils of office. Help them to "live above the fog in public duty and private thinking."

We thank Thee, Father, that our City is walled in by a Nike-equipped battalion. We are thankful that we have some guided missiles. Do Thou endow the Mayor of our City and the President of our Nation with strong minds and hearts, and all of us with the spirit of love to the end that our City will be defended against evil powers. May Thy Kingdom come and Thy Will be done on earth as it is in heaven. Our prayer is in the Master's Name. Amen.

The Chair:

Thank you Rev. Bridges for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 123. An Ordinance providing for a contract or contracts for rehabilitation and modernization of Aspinwall Pumping Station and appurtenances, Department of Water, and pertinent work thereto, and providing for the payment of the cost thereof.

Also

No. 124. Communication from



the Department of Water submitting report of overtime services performed by employees in the department during the month of December, 1957.

Which were read and referred to the Committee on Finance.

Also

No. 125. An Ordinance providing for a contract or contracts for a 48" gate valve installation and appurtenances at Highland Reservoir No. 1, Department of Water, and for the payment of the cost thereof.

Also

No. 126. An Ordinance providing for the letting of a contract for the furnishing and delivery of Filtration Hose for the Division of Administration, Department of Water, and for the payment thereof.

Also

No. 127. An Ordinance providing for the letting of a contract for the furnishing and delivery of Brass Couplings and Clips, for the Division of Administration, Department of Water, and for the payment thereof.

Also

No. 128. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Divisions of Administration, Design and Construction, and Filtration of the Department of Water, and for the payment thereof.

Which were severally read and referred to the Committee on Filtration and Water.

Mr. Dinan presented

No. 129. Resolution authorizing and directing the City Solicitor to satisfy liens filed against property of Leonardo Spagnolo, in connection with the assessment made at No. 1919 April Term 1956, in Viewers' proceedings for the grading, paving and curbing of Fairston Street and the construction of a sewer on said street, upon payment by him of the sum of \$1,804.00, without interest for a period of 60 days, and charging the costs thereof to the City of Pittsburgh.

Also

No. 130. Resolution authorizing

and directing the City Solicitor to satisfy the lien for Interboro Avenue Sewer assessment against Wendelinous Mayer and Alice Mayer, his wife, at M.L.D. 92 April Term 1956, upon receipt of \$285.00 and charging the costs thereof to the City of Pittsburgh.

Also

No. 131. Resolved, That the City Controller be and he is hereby authorized and directed to set aside in Code Account No. 97, Celebrations, the sum set opposite the names of the following organizations for expenses incurred in connection with observance of Memorial Day, Flag Day, Fourth of July, Veterans' Day and I Am An American Day:

Allegheny County Spanish War Veterans .....	\$ 700.00
American Legion .....	3,000.00
Arsenal Board of Trade.....	1,000.00
Brookline Board of Trade.....	250.00
Camp No. 198, Sons of Union V. C. W. ....	200.00
Chapter No. 8, D. A. V.....	150.00
Chapter No. 69, Col. Charles Young, D. A. V. ....	150.00
Col. Samuel D. Foster, Chapter No. 76, D. A. V.....	150.00
18th Ward, Ex-Servicemen's Association .....	200.00
Federation of War Veterans Society .....	2,500.00
Grand Army of the Republic..	2,000.00
Homewood-Brushton Post, V. F. W. ....	200.00
I Am An American Day.....	700.00
Liberty Chapter No. 22, D. A. V.	150.00
North Side Chamber of Commerce .....	500.00
North Side Veterans Council...	500.00
Post No. 49, Jewish War Veterans	150.00
Sheraden Board of Trade.....	400.00
Soho Community Celebration...	1,500.00
South Side Veterans Community Celebration .....	1,000.00
17th Ward United Veterans Association .....	150.00
27th Ward Independence Day Celebration .....	250.00
United States Navy Veterans...	200.00
Veterans of Foreign Wars.....	2,000.00
Veterans Association, 107th Field Artillery .....	200.00

West End Board of Trade----- 250.00

And, Be It Further

Resolved, That the organizations herein listed shall submit invoices signed by the proper officers for approval by the Finance Committee of Council before disbursement is made by the City Controller.

Also

No. 132. Communication from the Commission on Human Relations requesting permission for Eleanor Ryder, Asst. Director of the Commission, to attend a special Conference on Reassessment being called by the National Community Relations Advisory Council, to be held in Philadelphia, Pa., on February 12-18, 1958.

Also

No. 133. Communication from George W. Culberson, Executive Director, Commission on Human Relations requesting permission to attend meeting of the Executive Board of the National Association of Intergroup Relations Officials in Chicago, Ill., on January 23-25, 1958.

Also

No. 134. Communication from J. B. Sullivan, Jr., Director of Civil Defense, requesting permission to attend meeting of Civil Defense Research Associates in New York, N. Y., during the week of January 20, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 135. Communication from the Board of Public Education requesting the City to donate, sell or lease all or a portion of the old Kennard Playground, 4th and 5th Wards, west of Kirkpatrick Street and South of Bentley Drive, to it for a new school.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Mr. Fagan presented

No. 136. An Ordinance authorizing the issuance of a warrant in favor of R. Munroe & Sons Manufacturing Corp., in the amount of \$2,000.00 for boiler repair work performed at the Kerotest Building, Liberty Avenue, Pitts-

burgh, Pa., for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 137. Resolution authorizing sale to George T. Fisher and Willanette D. Fisher, his wife, lot on Oakmont Street and lot on Norwalk Street, 28th Ward, for the sum of \$650.00.

Also

No. 138. Resolution authorizing sale to Theodore Klotzbaugh lots on Hollywood Street, 28th Ward, for the sum of \$1,675.00.

Also

No. 139. Resolution authorizing sale to Theodore Klotzbaugh lots on Hollywood Street 28th Ward, for the sum of \$1,675.00.

Also

No. 140. Resolution authorizing sale to Malcolm E. Rankin and Mary Ellen Rankin, his wife, lot on Edith Street, 19th Ward, for the sum of \$250.00.

Also

No. 141. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to William Gerson and Shirley Jane Gerson, for property on Rosemore Street, 14th Ward, which was acquired at City Treasurer's Sale No. 173 of 1956, upon payment of all taxes, penalties, interest and costs.

Also

No. 142. Resolution repealing Resolution No. 709, approved December 20, 1952, authorizing the Mayor to execute a Quit-Claim Deed to Bertha M. Hamilton for property on Covington Street, 3rd Ward, upon payment of all taxes.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 143. An Ordinance granting unto Charles M. Morris, his successors or assigns, the right, privilege and authority to construct, maintain and use at his own cost and expense, a jib crane on

the northerly wall of 356 Collins Avenue, over the southerly sidewalk area of Collins Avenue, 11th Ward, Pittsburgh, Pennsylvania.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Olbum presented

No. 144. An Ordinance transferring the sum of \$2,200.00 from Code Account No. 1471, Salaries, Regular Employees, Bureau of Electricity, to Code Account No. 1480, Cable Installation, Bureau of Electricity, both Code Accounts within the Department of Public Safety.

Also

No. 145. An Ordinance providing for the letting of a contract for the furnishing and delivery of cable in the Bureau of Electricity, Department of Public Safety, and for the payment thereof.

Also

No. 146. An Ordinance authorizing and directing the Mayor, the Director of the Department of Public Safety and the Director of the Department of Supplies, for and in behalf of the City of Pittsburgh, to advertise for proposals and to award and enter into a contract or contracts jointly with the County of Allegheny for the supply and installation of overhead traffic lane signals on the Liberty Bridge and its approaches and on the P. J. McArdle Roadway, the life of the improvements to exceed twenty (20) years, in accordance with the laws and ordinances governing the said City, in an amount not to exceed \$20,000.00, 20% of which shall be the City's share, and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 147. An Ordinance providing for the letting of a contract for the furnishing and delivery of Chemox Masks for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 148. An Ordinance providing for the letting of a contract for the furnishing and delivery of Window Shades, and installation, for the Bureau of Fire,

Department of Public Safety, and for the payment thereof.

Also

No. 149. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Shut-offs, Nozzles, and Increases for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 150. An Ordinance providing for the letting of a contract for the furnishing and delivery of Hard Suctions for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which were severally read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 151. An Ordinance providing for a contract or contracts for the repaving of Forbes Avenue from Smithfield Street to Wood Street and other work incidental thereto and for the payment of the cost thereof.

Also

No. 152. Communication from the Director of the Department of Public Works requesting permission to attend the American Road Builders Association Convention in Washington D. C., on January 20 through January 23, 1958.

Which were read and referred to the Committee on Finance.

Also

No. 153. An Ordinance providing for a contract or contracts for the construction and reconstruction of sidewalks and curbs, and for the adjustment of structures within sidewalk areas in various locations in the City of Pittsburgh, and for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 154. Communication from Davison and Edward Cainion requesting compromise settlement of delinquent water charges against property in the rear of 2454 Bedford Avenue, 5th Ward.

Which was read and referred to the Committee on Finance.

Also

No. 155. Communication from

Hillside Post No. 875, The American Legion, requesting the installation of a traffic light at the intersection of Plus Street, Mission Street and South 18th Street Extension.

Which was read and referred to the Committee on Public Safety.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 156. Report of the Committee on Finance for January 14, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 59. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Meters of various sizes for the Department of Water, and for the payment thereof."

Which was read.

Also

Bill No. 61. An Ordinance entitled, "An Ordinance taking, appropriating and condemning for park and other public purposes property at the intersection of Chartiers Avenue and Middletown Road in the Twenty-eighth Ward of the City of Pittsburgh."

Which was read.

Also

Bill No. 62. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$15,000.00 in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of engineering expenses."

Which was read.

Also

Bill No. 63. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a parklet and play area in Grandview Park in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 64. An Ordinance entitled, "An Ordinance providing for a

contract or contracts for the construction of a Parklet and additional facilities at Herschel Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 76. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Kard-Veyer Unit, complete with Accessories, for Traffic Court, Department of the Mayor, and for the payment thereof."

Which was read.

Also

Bill No. 77. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of an Electric Typewriter with Hectewriter attachment, less trade-ins, for the Department of Supplies, and for the payment thereof."

Which was read.

Also

Bill No. 78. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Calculating Machine, less trade-in, for the Department of Supplies, and for the payment thereof."

Which was read.

Also

Bill No. 112. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to execute a tri-party long-term agreement by and among City of Pittsburgh, Allegheny County Sanitary Authority and Firth Sterling, Inc., for sewage and industrial waste treatment and disposal service by the Sewage Disposal System that will serve the City of Pittsburgh, and providing charges therefor."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 75. An Ordinance entitled, "An Ordinance authorizing and directing the City Controller to transfer the sum of \$18,000.00 or so much thereof as may be necessary, from Code Account No. 57, Social Security Fund, to an account in the Mellon National Bank and Trust Company designated as 'City of Pittsburgh Employees' Social Security Contributions Account,' for the purpose of providing sufficient funds to cover payments to the United States Government for coverage of City employees participating in the Federal Social Security program as of January 1, 1956; and authorizing and directing the City Treasurer to deduct from employees' salaries sufficient funds which in his discretion he deems necessary to make up the deficiency in employees' Social Security contributions."

In Finance Committee, January 14, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 157.

#### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461,

provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, by Ordinance No. 514, approved December 21, 1956, an Ordinance No. 479, approved December 17, 1957, the sum of \$612,000.00 was appropriated to Code Account No. 57, Social Security Fund, to cover payment by the City of employer's contributions to the United States Government for the employee groups participating in the Federal Social Security Program; and

Whereas, the Treasurer of the City of Pittsburgh has by appropriate action set up an account in the Mellon National Bank and Trust Company, designated as "City of Pittsburgh Employees' Social Security Contribution Account" herein after referred to as a trust account, as a depository for employees' contributions to cover employees' payment to the United States Government for the employee groups participating in the Federal Social Security Program; and

Whereas, Section VI (c) (1) and (c) (2) of the Act of June 1, 1956, P. L. 2239, provides that each political subdivision shall pay into the contribution fund with respect to wages at such time or times as the state agency may prescribe contributions in the amounts and at the rates specified by law, and that each such subdivision is authorized to collect from its employees, who are covered by such a plan, a contribution at the rate specified by law, and to deduct the amount of such contribution from employees' wages, and whereas, Section VI (c) (2), supra, provides also that failure to deduct or collect such employees' contribution shall not relieve the employer of liability therefor; and

Whereas, the state agency has directed that the City of Pittsburgh make its contribution on or before January 23, 1958; and

Whereas, by reason of the default of certain employees in making their Social Security contributions as required by law, the City has not received all of the employees' contributions necessary to make payments in accordance with directive of the state agency, and as a result, the trust account set up as the deposi-

tory for employees' Social Security contributions is deficient, as of January 7, 1958, in the amount of \$18,000.00, most of which amount the City expects to collect from its employees in the near future; and

Whereas, the City Treasurer is of the opinion that there are sufficient funds in Code Account No. 57 to pay both the employer's contribution and the said \$18,000.00 which is the deficiency in employees' contribution as of January 7, 1958; and

Whereas, in order to provide the funds for payment to the United States Government of the total contributions due from the City of Pittsburgh, it will be necessary for the Treasurer of the City of Pittsburgh to transfer an amount not to exceed \$18,000.00 from Code Account No. 57 to the "trust account" created for payment of the City's total contribution to the state agency; and

Whereas, the City Treasurer of the City of Pittsburgh, in letters addressed to the Mayor and the City Controller, dated January 10, 1958, has stated that by virtue of the aforesaid it will be necessary for the Council of the City of Pittsburgh to authorize the transfer of an amount not to exceed \$18,000.00 from Code Account No. 57 to the said "trust account"; and

Whereas, the foregoing appears to be a good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring the transfer of an amount not to exceed \$18,000.00 from Code Account No. 57, Social Security Fund, to the "trust account" set up in accordance with the foregoing.

DAVID L. LAWRENCE,  
Mayor

EDWARD R. FREY  
City Controller

Date: January 20, 1958.

Which was read, received and filed.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 74. An Ordinance entitled, "An Ordinance transferring the sum of \$275.34 from Code Account No. 1028, Salaries, Regular Employees, Traffic Court, to Code Account No. 1022, Salaries, Regular Employees, Magistrates, Office of the Mayor."

In Finance Committee, January 14, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller.

Which was read.

Mr. Dinan moved

That Bill No. 74 be laid on the table until the Certificate of Emergency signed by the Mayor and the City Controller is received.

Which motion prevailed.

Also

Bill No. 80. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount not exceeding \$2,810.10, for payment of employees, Department of Lands and Buildings, whose

names will appear on a special payroll submitted for the period from October 1, 1957, to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law."

In Finance Committee, January 14, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller.

Which was read.

Mr. Dinan moved

That Bill No. 80 be laid on the table until the Certificate of Emergency signed by the Mayor and the City Controller is received.

Which motion prevailed.

Also

Bill No. 79. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the following:

Name of Company	Amount
Detrick Company -----	\$ 538.44
Detrick Company -----	1,962.55
Garlock Packing Company-----	18.40

for materials furnished for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Also

Bill No. 106. An Ordinance entitled, "An Ordinance authorizing the issuance of warrant in favor of B. L. Corbett for \$97.56 in payment for traveling expenses incurred by his participation in the Twelfth Mayor's Highway Safety Conference."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 60. Resolution authorizing and directing the City Treasurer to accept the sum of \$260.00 in settlement of delinquent flat rate water charges billed the Dollar Savings Bank, now the property of the Sun Drug Company, located 218-220 Diamond Street, 1st Ward, for the years 1952, 1953 and the year 1954 to May 24th.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 107. Resolution authorizing the issuing of a warrant in favor of Anthony V. Tedesco, 6201 Station Street, Pittsburgh 6, Pa., in the sum of \$68.50, refunding partial amount paid for building permit; to Nathan Cantor, 121 South Negley Avenue, Pittsburgh 6, Pa., in the sum of \$33.10, refunding partial amount

paid for building permit; to Levenson Electrical Company, 931 Liberty Avenue, Pittsburgh 22, Pa., in the sum of \$10.00, refunding amount paid for electrical permit; to Williams Electric Service, 3111 West Street, West Mifflin, Pa., in the sum of \$7.00, refunding amount paid for electrical permit; and to Arthur Capuzzi of 1011 McKenna Avenue, Pittsburgh 5, Pa., in the sum of \$3.40, refunding partial amount paid for building permit, which were cancelled, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 108. Resolution authorizing and directing the Mayor and the Director of the Department of Public Safety to engage the services of Mason Marionettes, 213 Cleveland Avenue, Pittsburgh 2, Pa., for the producing of shows to be scheduled by the Department of Public Safety in the schools of the City of Pittsburgh for the period from January 13, 1958, through June 6, 1958, and from September 15, 1958, through December 12, 1958, and in the playgrounds of the City of Pittsburgh for a period of 4 weeks, commencing July 1, 1958, and terminating August 1, 1958, for the total sum not to exceed \$2,800.00 for traffic safety education activities in the form of a marionette show; authorizing the issuing of a warrant in the total amount not to exceed \$2,800.00 for payment of said services, and charging same to Code Account No. 1416, Child Safety Activities.

Which was read.

Also

Bill No. 109. Resolution authorizing and directing the Mayor and the Director of the Department of Public Safety to engage the services of a producer, two announcers and an organist, and such other personnel or services as may be needed from time to time to conduct a weekly half-hour radio program for a period of 26 weeks commencing during the week of January 27, 1958, as an extension or continuation of similar programs during the year 1957 and years previous thereto, over Radio Station KQV, for the purpose of traffic education or instruction; that all personnel engaged be approved by the Director of the Department of Public Safety; that the total sum of not over \$2,-

600.00 be expended for this specialized service for these 26 broadcasts; authorizing the issuing of warrants in favor of the producer, the two announcers, the organist, and such other personnel or services as needed, and charging \$1,300.00 to Code Account No. 1415, Adult Traffic Education, and \$1,300.00 to Code Account No. 1416, Child Safety Education.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenza	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 158. Report of the Committee on Public Works for January 14, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 114. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Tar Asphalt Kettles for the Bureau of Bridges, Highways and Sewers, Department of Public Works, as per specifications, and for the payment thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.



And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 159. Report of the Committee on Public Service and Surveys for January 14, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 97. An Ordinance entitled, "An Ordinance vacating Forbush Way between Lydia Street and Shields Street."

Which was read.

Also

Bill No. 101. An Ordinance entitled, "An Ordinance establishing the grade of Line Street, from Walton Avenue to Fairland Street."

Which was read.

Also

Bill No. 102. An Ordinance entitled, "An Ordinance re-establishing the grade of Fairfield Street, from Antoinette Street to a point 210.00 feet westwardly therefrom."

Which was read.

Also

Bill No. 103. An Ordinance entitled, "An Ordinance re-establishing the grade of Mayville Avenue, from LaMoine Street to Elmbank Street."

Which was read.

Also

Bill No. 104. An Ordinance en-

titled, "An Ordinance fixing the width and position of the roadway and sidewalks, and re-establishing the grade of Windcrest Drive, from Amsterdam Street to a point 244.71 feet westwardly therefrom."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. D'Ascenzo presented

No. 160. Report of the Committee on Parks, Recreation and Libraries for January 14, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 65. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of rubber hose and nozzles, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 66. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of chain saws, for the Bu-

reau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 67. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Triplex Mowers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 68. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of chlorination equipment for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 69. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of power mowers for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 70. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of playground equipment, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 71. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of diving boards and accessories, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 72. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the

furnishing and delivery of hardware and mill and mine equipment, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 73. An Ordinance entitled, "An Ordinance authorizing the City of Pittsburgh to dedicate and set aside a tract of land in the Herron Hill Park Junior Play Area for a playground with certain restrictions; said playground shall be known as the 'Grace L. Woods Playground for Small Children'."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 161. Report of the Committee on Public Safety for January 14, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 110. An Ordinance entitled, "An Ordinance supplementing Section 2 of Ordinance No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of

the City of Pittsburgh, and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 162. Report of the Committee on Lands, Buildings and Housing for January 14, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 84. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to execute a lease, on behalf of the City of Pittsburgh, to Marion Coal and Supply Company for a certain portion of the wharf along the Ohio River in the 21st Ward, City of Pittsburgh, beginning at the westerly line of Belmont Street and extending in a westerly direction a distance of 805 feet to the westerly line of Mumford Street, for a term of five years, commencing February 1, 1958, at an annual rental of \$805.00, payable quarterly in advance, and that said lease shall contain such other terms

and conditions as shall in form be approved by the City Solicitor.

Which was read.

Also

Bill No. 85. Resolution authorizing sale to Howard F. Adelsberger, lot on Danbury Street, 26th Ward, for the sum of \$1,100.00.

Which was read.

Also

Bill No. 86. Resolution authorizing sale to Joseph H. Bliss, lot on West Liberty Avenue, 19th Ward, for the sum of \$1,350.00.

Which was read.

Also

Bill No. 87. Resolution authorizing sale to Joseph H. Bliss, lot on West Liberty Avenue, 19th Ward, for the sum of \$2,000.00.

Which was read.

Also

Bill No. 88. Resolution repealing Resolution No. 346, approved September 19, 1957, authorizing sale to Leonard J. Bluemle and Mary M. Bluemle, his wife, lot on Zahniser Street, 20th Ward, for the sum of \$850.00.

Which was read.

Also

Bill No. 89. Resolution authorizing sale to Steve M. Bombara, lot on Stella Street, 16th Ward, for the sum of \$100.00.

Which was read.

Also

Bill No. 90. Resolution authorizing sale to Ferdinand J. Feitl, Jr., and Catherine M. Feitl, his wife, lot on East Ohio Street, 23rd Ward, for the sum of \$1,500.00.

Which was read.

Also

Bill No. 91. Resolution repealing Resolution No. 450, approved November 25, 1957, authorizing sale to Robert R. Lavelle, lot on Herron Avenue, 5th Ward, for the sum of \$1,600.00.

Which was read.

Also

Bill No. 92. Resolution author-

izing sale to Edgar L. Smith, lots on Oakdene Street, 12th Ward, for the sum of \$1,100.00.

Which was read.

Also

Bill No. 93. Resolution authorizing sale to Charles C. Thompson and Clara Thompson, his wife, lot on Ellopia Street, 20th Ward, for the sum of \$550.

Which was read.

Also

Bill No. 94. Resolution repealing Resolution No. 454, approved November 25, 1957, authorizing sale to Ethel Willson Whitfield, lots on Broad Street, 10th Ward, having erected thereon a two-story frame house, for the sum of \$1,700.00.

Which was read.

Also

Bill No. 95. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to Lewis C. Eakman and Edyth Mae Eakman, for lot on Beechland Street, 31st Ward, which was acquired at City Treasurer's Sale No. 723 of 1956, upon payment of all taxes, penalties, interest and costs.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

The Chair took up

Bill No. 80. An Ordinance entitled, "An Ordinance authorizing the is-

suance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount not exceeding \$2,810.10, for payment of employees, Department of Lands and Buildings, whose names will appear on a special payroll submitted for the period from October 1, 1957, to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law."

In Council today, read and laid on the table pending receipt of Certificate of Emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 163.

#### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, The Director of the Department of Lands and Buildings, in letters addressed to the Mayor and City Controller under date of January 13, 1958, have stated that an emergency has arisen in the Department of Lands and Buildings, requiring certain employees of the above named department to perform emergency services for the benefit of the City for which they were not fully compensated during the period of October 1, 1957, to December 31, 1957, inclusive; and

Whereas, It is necessary that additional funds be provided for additional compensation to those employees aforementioned, who performed these emergency services for the benefit of the City of Pittsburgh and for which they have not been fully compensated; and

Whereas, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh

and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh, the existence of an emergency requiring the appropriation of an amount not to exceed \$2,810.10 for the payment of extra compensation due employees whose names will appear on a special payroll submitted by the respective department and chargeable to the following code accounts:  
Code

Account No.	Title	Amount
-------------	-------	--------

DEPARTMENT OF LANDS AND  
BUILDINGS

Bureau of Repairs

1366,	Salaries, and Wages, Regular and Temporary Employees -----	\$ 24.00
-------	--	----------

Bureau of Operating  
Maintenance

1368,	Salaries and Wages, Regular Employees -----	\$2,258.00
-------	---	------------

Municipal Hospital

1369,	Salaries and Wages, Temporary Employees -----	\$ 528.10
		\$2,810.10

DAVID L. LAWRENCE,  
Mayor

EDWARD R. FREY  
City Controller

Dated: Jan. 20, 1958.

Which was read, received and filed.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Jones moved

That the Minutes of Council of Monday, January 6, 1958, and Monday, January 13, 1958, be approved.

Which motion prevailed

And upon motion of Mr. Dinan  
Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII

Monday, January 27, 1958

No. 4

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, January 27, 1958.

Council met.

Present:

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Absent:

Mrs. D'Ascenzo, Mr. Weir.

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. Edward F. McSweeney, Assistant Pastor, Resurrection Church of Brookline, who will deliver the invocation.

Rev. Edward F. McSweeney, Assistant Pastor of the Resurrection Church in Brookline offered the following prayer:

We are come, O God the Holy Spirit, we are come before Thee, hindered by our many and grievous sins, but especially gathered together in Thy Name. Come unto us and be with us; deign to enter our hearts; teach us that we are to do and where we must tend; show us what we must accomplish in order that, with

Thy help, we may be able to please Thee in all things. Be Thou alone the author and the finisher of our judgments, who alone with God the Father and His Son does possess a glorious Name.

Permit us not to disturb the order of justice, Thou who love equity above all things; let not ignorance draw us into devious paths, nor partiality sway our minds, neither let respect of riches or persons pervert our judgment; but unite us to Thee effectually by the gift of Thy grace, that we may be one in Thee and may never forsake the truth; inasmuch as we are gathered together in Thy Name, so may we in all things hold fast to justice tempered by pity, that so in this life our judgment may in no wise be at variance with Thee and in the life to come we may attain to everlasting rewards for deeds well done. Amen.

The Chair:

Thank you Rev. McSweeney for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 164. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Power Chipping Hammer with Chisel Blanks and Air Operated Sump Pump for the Division of Distribution, Department of Water, and for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 165. Communication from Department of Parks and Recreation requesting permission for four members of the supervisory staff of the department to attend the annual Turfgrass Conference to be held at Pennsylvania State

University beginning February 17 through February 20, 1958.

Also

No. 166. Communication from Department of Parks and Recreation requesting permission to send three staff members to the Great Lakes Park Training Institute at Pokagon State Park, Angola, Indiana, from February 23 to March 1, 1958.

Which were read and referred to the Committee on Finance.

Mr. Dinan presented

No. 167. An Ordinance providing for the letting of a contract for the furnishing and delivery of Purchase Order Forms, for the Warehouse, Department of Supplies, and for the payment thereof.

Also

No. 168. Resolution authorizing the issuing of a warrant in favor of A. F. Clayton, c/o Morris M. Berger, Esq., 1108 Law & Finance Building, Pittsburgh 19, Pa. in the sum of \$129.37 in full settlement of claim against the City of Pittsburgh for car damaged April 25, 1956, on Oakwood Street, and charging same to Code Account No. 46, Judgments.

Also

No. 169. Resolution authorizing the issuing of a warrant in favor of Grafton Duvall and Christine B. Duvall, 5721 Elwood Street, Pittsburgh 32, Pa., in the sum of \$248.15 in full settlement of claim against the City of Pittsburgh for injuries sustained April 8, 1957 on East Park Way, and charging same to Code Account No. 46, Judgments.

Also

No. 170. Resolution authorizing the issuing of a warrant in favor of Leo J. Vogel, 286 Magnolia Place, Pittsburgh 28, Pa., in the sum of \$140.51 in full settlement of claim against the City of Pittsburgh for car damaged November 1, 1957, by Department of Lands and Buildings car on Tunnel Street, and charging same to Code Account No. 46, Judgments.

Also

No. 171. Resolution authorizing the issuing of a warrant in favor of Elizabeth A. Whiteside and James L. Whiteside, 329 Smith Way, Pittsburgh 11, Pa., in the sum of \$211.86 in full settlement of claim against the City of

Pittsburgh for property at above address damaged May 11, 1957, due to flooding, and charging same to Code Account No. 46, Judgments.

Also

No. 172. Communication from the City Controller submitting statement of Net Debt and Debt Incurring Margin of the City of Pittsburgh at January 1, 1958.

Also

No. 173. Communication from the Department of Law submitting report of settlement of Petty Claims during the period from October 1, 1957, to December 31, 1957.

Also

No. 174. Communication from the City Solicitor requesting permission to attend a symposium on Federal, State and Local Governments as affected by recent developments, to be held in Philadelphia, Pa., on February 15, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 175. Resolution authorizing sale to Francis R. Auth, lot on Berdella Street, 20th Ward, for the sum of \$200.00.

Also

No. 176. Resolution authorizing sale to George G. Barnwell and Eleanor H. Barnwell, his wife, lots on Montview Street, 26th Ward, for the sum of \$350.00.

Also

No. 177. Resolution authorizing sale to Richard Dunlap and Dolly V. Dunlap, his wife, lot on Estella Street, 18th Ward, for the sum of \$450.00.

Also

No. 178. Resolution authorizing sale to Theodore Klotzbaugh, lots on Ford Street, 28th Ward, for the sum of \$1,125.00.

Also

No. 179. Resolution authorizing sale to William Robison and Hilda Robison, his wife, lots on Calistoga Street and Braddock Avenue, 14th Ward, for the sum of \$1,500.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 180. An Ordinance exempting the following positions in the Department of City Planning, as created by Ordinance No. 491, approved December 30, 1957, from so much of the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, as require employees to have resided in the City of Pittsburgh for at least two years immediately prior to appointment, and authorizing the said department to employ persons who do not meet such requirement:

- (1) CHIEF PLANNER—General Office Section (14)
- (2) ASSOCIATE PLANNERS—Project Plans Section (20).

Which was read and referred to the Committee on Finance.

Mr. Olbum presented

No. 181. An Ordinance authorizing the issuance of a warrant in the amount of \$540.00 in favor of Ace Demolition Inc., 406 Berger Building, Pittsburgh 19, Penna., for the demolition and removal of the 2½-story frame dwelling located at 213 LaBelle Street, 19th Ward, without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 182. An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 183. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement with the Pennsylvania Railroad Company for the reconstruction and relocation of a public sewer by the City under the tracks of the Brilliant Branch of the Pittsburgh Region of the Pennsylvania Railroad Company.

Also

No. 184. An Ordinance authoriz-

ing the issuance of a warrant in favor of Dinardo, Inc., in the sum of \$15,269.10 in payment for emergency work excavating for and exposing existing sewer on Diamond Street near Smithfield Street for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 185. Communication from Pittsburgh Municipal Employees Union, Local 192-B, requesting that the City include Municipal Employees in the Blue Cross Hospitalization Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 186. Communication from Shadyside Chamber of Commerce requesting the installation of additional parking meters on all commercially zoned parts of side streets leading into Walnut Street, between Aiken Avenue and Ivy Street.

Which was read and referred to the Committee on Public Safety.

Also

No. 187. An Ordinance providing for the letting of a contract for the furnishing and delivery of Automatic Packer Type Refuse Units, complete with cab and chassis, less trade-ins, for the Bureau of Automotive Equipment, Department of Public Works.

Also

No. 188. An Ordinance authorizing and directing the construction of a public sanitary sewer on Brinwood Avenue, the private properties of Lawrence P. and Marie B. Bogacki, F. A. and E. M. Burksoze, Charles and Natalie Sachko, and a private right-of-way dedicated for street car or other transportation purposes in the Bughman No. 1 plan of lots from a point about 335 feet north of Custer Avenue to the existing 8-inch sanitary sewer on Custer Avenue at Hopeland Street, with a branch sewer on Brinwood Avenue from a point 125 feet west of Cathell Street westwardly a distance of about 150 feet to the proposed sewer on Brinwood Avenue; with a branch sewer on the private properties of Robert W. and Wanda M. Grosz, Vincent and Chester Sroczyński and Morris W. and Rose M. Pook, from a point on the dividing line between lots 151 and



152 in the Bughman Plan No. 1 plan of lots westwardly to the proposed sewer on the private property of Lawrence P. and Marie B. Bogacki, 29th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 189. Communication from A. J. Daoud, T. D. Equipment Company, requesting information as to the City's intention with respect to the widening of Woodville Avenue and Independence Street, 20th Ward.

Which were severally read and referred to the Committee on Public Works.

Mr. Rodgers (for Mr. Weir) presented

No. 190. Communication from William Rogers, in behalf of Mildred Vidusek, relative to condition of Tom Way adjoining her property at 3402 Perryville Avenue.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 191. Communication from Willard C. Mellin, Chairman, Council of Industrial and Interracial Relations, The Presbytery of Pittsburgh, relative to the urban renewal program for the 162 acres west of Chateau Street, North Side.

Also

No. 192. Communication from the Mayor transmitting 1958 Capital Improvement Program and 1957 Progress Report.

Which were read and referred to the Committee on Finance.

Also

No. 193. Communication from Bresci R. P. Leonard, Esq., relative to rezoning of property of Mr. and Mrs. L. F. Sylvester located on Obey Avenue, 28th Ward (known as the Obey School).

Also

No. 194. Remonstrance of property owners against the rezoning of property of Mr. and Mrs. L. F. Sylvester located on Obey Avenue (formerly known as the Obey School).

Which were read and referred to the Committee on Public Works.

## UNFINISHED BUSINESS

### The Chair took up

Bill No. 74. An Ordinance entitled, "An Ordinance transferring the sum of \$275.34 from Code Account No. 1028, Salaries, Regular Employees, Traffic Court, to Code Account No. 1022, Salaries, Regular Employees, Magistrates, Office of the Mayor."

In Council, January 20, 1958, bill read and laid over pending receipt of Certificate of Emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 195.

### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas former Traffic Magistrate John Donohue died on September 26, 1957, and under the provisions of Ordinance No. 221, approved June 26, 1956, as amended by Ordinance No. 305 approved July 27, 1956, Mr. Donohue's next of kin were entitled to receive his unused vacation pay; and

Whereas, it was found necessary to appoint Ernest C. Jones as an immediate replacement for the Office of Traffic Magistrate, which resulted in a deficiency in Code Account No. 1022, Salaries, Regular Employees, Magistrates Office of the Mayor; and

Whereas, the Mayor of the City of Pittsburgh in a letter addressed to the City Controller, dated January 15, 1958, has stated that by virtue of the immediate appointment of a new Traffic Magistrate upon Mr. Donohue's death, an emergency has arisen which requires the transfer of \$275.34 from Code Account No. 1028, Salaries, Regular Employees, Traffic Court, to Code Account No. 1022, Salaries, Regular Employees, Magistrates, Office of the Mayor; and

Whereas, the foregoing appears to be a good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh, and EDWARD R. FREY Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring a transfer of the sum of \$275.34 from Code Account No. 1028, Salaries, Regular Employees, Traffic Court, to Code Account No. 1022, Salaries Regular Employees, Magistrates, Office of the Mayor, --

DAVID L. LAWRENCE,  
Mayor

EDWARD R. FREY  
City Controller

Date: Jan. 20, 1958.

Which was read, received and filed.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 196. Report of the Committee on Finance for January 21, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 123. An Ordinance entitled, "An Ordinance providing for a contract or contracts for rehabilitation and modernization of Aspinwall Pumping Station and appurtenances, Department of Water, and pertinent work thereto, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 144. An Ordinance entitled, "An Ordinance transferring the sum of \$2,200.00 from Code Account No. 1471, Salaries, Regular Employees, Bureau of Electricity, to Code Account No. 1480, Cable Installation, Bureau of Electricity, both code accounts within the Department of Public Safety."

Which was read.

Also

Bill No. 151. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repaving of Forbes Avenue, from Smithfield Street to Wood Street, and other work incidental thereto, and for the payment of the cost thereof."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 145. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of cable in the Bureau of Electricity, Department of Public Safety, and for the payment thereof."

In Finance Committee, January 21, 1958, bill read and amended by adding at the end of Section 1 the words, "Code Account No. 1480, Cable Installation, Bureau of Electricity, Department of Public Safety," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dinan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 146. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor, the Director of the Department of Public Safety and the Director of the Department of Supplies, for and in behalf of the City of Pittsburgh, to advertise for proposals and to

award and enter into a contract or contracts jointly with the County of Allegheny for the supply and installation of overhead traffic lane signals on the Liberty Bridge and its approaches and on the P. J. McArdle Roadway, the life of the improvements to exceed twenty (20) years, in accordance with the laws and ordinances governing the said City, in an amount not to exceed \$20,000.00, 80% of which shall be the City's share, and providing for the payment of the cost thereof."

In Finance Committee, January 21, 1958, Bill read and amended at the end of Section 1 by striking out the words, "charged to and payable from Bond Fund 187, General Public Improvement Bonds of 1953, and Bond Fund 193, General Public Improvement Peoples Bonds of 1957," and by inserting in lieu thereof the words, "namely, \$4,000.00—\$1,500.00 to be charged to Bond Fund No. 187-27, Purchase and Installation of Traffic Equipment, and \$2500.00 to be charged to Bond Fund No. 187-48, Supplying and Installing Traffic Equipment," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dinan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 136. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of R. Munroe & Sons Manufacturing Corp., in the amount of \$2,000.00 for boiler repair work performed at the Kerotest Building, Liberty Avenue, Pittsburgh, Pa., for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the vote of Council in the affirmative, the bill passed finally.

Also

Bill No. 129. Resolution authorizing and directing the City Solicitor to satisfy liens filed against property of Leonardo Spagnolo, in connection with the assessment made at No. 1919 April Term, 1956, in Viewers' proceedings for the grading, paving and curbing of Fairston Street and the construction of a sewer on said street, upon payment by him of the sum of \$1,804.00, without interest for a period of 60 days, and charging the costs thereof to the City of Pittsburgh.

Also

Bill No. 130. Resolution authorizing and directing the City Solicitor to satisfy the lien for Interboro Avenue Sewer assessment against Wendelinous Mayer and Alice Mayer, his wife, at M. L. D. 92 April Term, 1956, upon receipt of \$285.00, and charging the costs thereof to the City of Pittsburgh.

Which was read.

Also

Bill No. 131. Resolved, That the City Controller be and he is hereby authorized and directed to set aside in Code Account No. 97, Celebrations, the sum set opposite the names of the following organizations for expenses incurred in connection with observances of Memorial Day, Flag Day, Fourth of July, Veterans' Day and I Am An American Day:

Allegheny County Spanish War Veterans .....	\$ 700.00
American Legion .....	3,000.00
Arsenal Board of Trade.....	1,000.00
Brookline Board of Trade.....	250.00
Camp No. 198, Sons of Union V. C. W. ....	200.00
Chapter No. 8, D. A. V. ....	150.00
Chapter No. 69, Col. Charles Young, D. A. V. ....	150.00
Col. Samuel D. Foster, Chapter No. 76, D. A. V. ....	150.00
18th Ward, Ex-Servicemen's Association .....	200.00
Federation of War Veterans Society .....	2,500.00
Grand Army of the Republic.....	2,000.00
Homewood-Brushton Post, V. F. W. ....	200.00
I Am An American Day.....	700.00
Liberty Chapter No. 22, D. A. V. ....	150.00
North Side Chamber of Commerce .....	500.00
North Side Veterans Council....	500.00
Post No. 49, Jewish War Veterans .....	150.00
Sheraden Board of Trade.....	400.00
Soho Community Celebration....	1,500.00
South Side Veterans Community Celebration .....	1,000.00
17th Ward United Veterans Association .....	150.00
27th Ward Independence Day Celebration .....	250.00

United States Navy Veterans---	200.00
Veterans of Foreign Wars-----	2,000.00
Veterans Association, 107th Field Artillery -----	200.00
West End Board of Trade -----	250.00

And, Be It Further

Resolved, That the organizations herein listed shall submit invoices signed by the proper officers for approval by the Finance Committee of Council before disbursement is made by the City Controller.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 197. Report of the Committee on Public Works for January 21, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 153. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction and reconstruction of sidewalks and curbs, and for the adjustment of structures within sidewalk areas in various locations in the City of Pittsburgh, and for the payment of the cost thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 198. Report of the Committee on Public Service and Surveys for January 21, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 143. An Ordinance entitled, "An Ordinance granting unto Charles M. Morris, his successors or assigns, the right, privilege and authority to construct, maintain and use at his own cost and expense, a jib crane on the northerly wall of 356 Collins Avenue, over the southerly sidewalk area of Collins Avenue, 11th Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Counahan presented

No. 199. Report of the Committee on Filtration and Water for January 21, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 125. An Ordinance entitled, "An Ordinance providing for a contract or contracts for a 48" gate valve installation and appurtenances at Highland Reservoir No. 1, Department of Water, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 126. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Filtration Hose for the Division of Administration, Department of Water, and for the payment thereof."

Which was read.

Also

Bill No. 127. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of brass couplings and clips, for the Division of Administration, Department of Water, and for the payment thereof."

Which was read.

Also

Bill No. 128. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Divisions of Administration, Design and Construction, and Filtration, of the Department of Water, and for the payment thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 200. Report of the Committee on Public Safety for January 21, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 147. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Chemox Masks for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 148. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Window Shades, and installation, for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 149. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of shut-offs,

nozzles, and increasers for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 150. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of hard suction, for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 201. Report of the Committee on Lands, Buildings and Housing for January 21, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also

Bill No. 137. Resolution authorizing sale to George T. Fisher and Wilanette D. Fisher, his wife, lot on Oakmont Street and lot on Norwalk Street, 28th Ward, for the sum of \$650.00.

Which was read.

Also

Bill No. 138. Resolution authorizing sale to Theodore Klotzbaugh lots

on Hollywood Street, 28th Ward, for the sum of \$1,675.00.

Which was read.

Also

Bill No. 139. Resolution authorizing sale to Theodore Klotzbaugh lots on Hollywood Street, 28th Ward, for the sum of \$1,675.00.

Which was read.

Also

Bill No. 140. Resolution authorizing sale to Malcolm E. Rankin and Mary Ellen Rankin, his wife, lot on Edith Street, 19th Ward, for the sum of \$250.00.

Which was read.

Also

Bill No. 141. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to William Gerson and Shirley Jane Gerson, for property on Rosemore Street, 14th Ward, which was acquired at City Treasurer's Sale No. 173 of 1956, upon payment of all taxes, penalties, interest and costs.

Which was read.

Also

Bill No. 142. Resolution repealing Resolution No. 709, approved December 20, 1952, authorizing the Mayor to execute a Quit-claim deed to Bertha M. Hamilton for property on Covington Street, 3rd Ward, upon payment of all taxes.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read and a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

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#### MOTIONS AND RESOLUTIONS

Mr. Dinan moved

That the following members be excused for absence from Council and committee meetings:

Mr. Counahan on January 6, 1958.

Mrs. D'Ascenzo on January 27, 1958.

Mr. Rodgers on January 13 and 14, 1958.

Mr. Weir on January 14, 21 and 27, 1958.

Which motion prevailed.

Mr. Jones moved :

That the Minutes of Council of Monday, January 20, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Dinan,  
Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII

Monday, February 3, 1958

No. 5

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.

Monday, February 3, 1958.

Council Met.

Present:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher (Pres't)

Absent:—

Mrs. D'Ascenzo.

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. William J. Larkin, Pastor, Watson Presbyterian Church, 201 Waldorf Street, Pittsburgh, Pa., who will deliver the invocation.

Rev. William J. Larkin, Pastor, Watson Presbyterian Church, offered the following prayer:

Our Loving Heavenly Father we are thankful that we can come to Thee in the Name of the Lord Jesus Christ Thy Son. Our hearts are filled with gratitude for the presence and power of the Holy Spirit Who is now with us.

We thank Thee for the assurance of the forgiveness of all our sins because Christ died for us on the Cross of Calvary. Our prayer today is for all the people of this city with their sorrows and joys, tragedies and triumphs defeats and victories. Cause each one to realize Thy hand on his life as he continues day by day.

We pray for these friends this day as they serve in the place of authority and responsibility. May Thy abundant blessing rest upon the Mayor of our city and the members of the Council. We thank Thee for all that has been accomplished in Pittsburgh through their efforts and great vision. It is our prayer that each one will seek the will of God in his life and then be led by the Holy Spirit to carry out the Lord's will in the city government. Give each one a heart of love and understanding and wisdom to look upon the office and vocation where they serve as a trust from Thee. We know the truth of Thy Word, "Blessed is the nation whose God is the Lord" and we desire to be known as a people in this city who belong to the Lord and who will honor Him day by day.

For we pray in Jesus' Name, Amen.

The Chair:

Thank you Rev. Larkin for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 202. An Ordinance authorizing the payment of a warrant in favor of John F. Casey Company for \$1,575.00 in payment for the City of Pittsburgh's share of the cost of Railroad Crossing Improvement Work between Aspinwall and Ross Pumping Stations, Valuation Station 3797 + 191', for the benefit of the City without previous authority of law.

Also

No. 203. Resolution authorizing the City Treasurer to accept the sum of \$250.00 in settlement of metered water charges billed the property of Davison Caimnion and Edward Caimnion, rear of 2454 Bedford Avenue 5th Ward, for the years 1951 to and including the year 1955.

Also

No. 204. Resolution authorizing the City Treasurer to accept the sum of \$250.00 in settlement of delinquent metered water charges billed the property of Ruth G. Neel and Joseph D. Hudson, 370 Soho Street and 2301 Reed Street, 5th Ward, for the 2nd, 3rd and 4th quarters of 1954 and the years 1955 and 1956.

Which were severally read and referred to the Committee on Finance.

Also

No. 205. An Ordinance providing for a contract for a pitometer water waste survey of portions of the distribution system of the Department of Water and for other engineering studies of the distribution system and for the payment of the cost thereof.

Also

No. 206. An Ordinance providing for the letting of a contract for the furnishing and delivery of Pneumatic Pipe Saw and Case for the Division of Distribution, Department of Water and for the payment thereof.

Which were read and referred to the Committee on Filtration and Water.

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 207. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with the Construction of a Parklet and Play Facilities at Wabash Playground, and providing for the payment of the cost thereof.

Also

No. 208. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to

enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with the Construction of a Ballfield and related Facilities at Marmaduke Playground, and providing for the payment of the cost thereof.

Also

No. 209. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with Installation of Planting on the existing hillside at Paulson Playground and providing for the payment of the cost thereof.

Also

No. 210. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural and Architectural Services in conjunction with the Construction of a Viewing Platform and Related Facilities at Rue Grande Vue overlooking downtown Pittsburgh in the Elliott section of the City, and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Dinan presented

No. 211. An Ordinance carrying over balances or portions thereof remaining in certain code accounts for the year 1957 to the same code accounts for the year 1958.

Which was read.

Mr. Dinan:

Mr. President: In introducing the carry-over legislation, there are several comments I would like to make. The first is that the departmental requests for carry-overs have been sharply pared. Other than encumbered items, which obviously cannot be cancelled, the departments will find that few of their requests have been granted.

This action was hardly capricious. We must save every cent we can to keep within the budget. I hope the departments will interpret our action in cutting back their requests as being indica-

tive of our determination to hold the line.

The second feature about this ordinance is that it provides sizable surpluses in both the Water and General Fund. These surpluses, although not quite as large as the Mayor estimated when he presented his budgets, will be employed to bring the water and general fund budgets into balance. I hope no one will labor under the misapprehension that this is "free" money. It is already committed to help finance the City's obligations for this year's activities.

#### CASH BALANCES AND CARRY-OVERS FOR YEAR 1958

##### General Fund

Cash	\$ 5,083,329.29
Encumbered	816,368.43
Unencumbered	1,264,591.27
Surplus	\$ 4,266,960.86

##### Water Fund

Cash	\$ 1,016,939.04
Encumbered	846,626.34
Cash	170,312.70
Unencumbered	15,463.10
Surplus	\$ 154,849.60

And the bill was referred to the Committee on Finance.

Also

No. 212. An Ordinance providing for the letting of a contract for the furnishing and delivery of Dictating and Transcribing Equipment, for the Department of Law and for the payment thereof.

Also

No. 213. An Ordinance providing for the letting of a contract for the furnishing and delivery of Tabulating Cards, Cabinets, Desks, Trays, and Marking Blocks for the Department of City Treasurer, and for the payment thereof.

Also

No. 214. Resolution authorizing the issuing of a warrant in favor of Clyde Butler, Marjorie P. Butler and Motors Insurance Corporation, 5182 Liberty Ave-

nue Pittsburgh 24, Pa., in the sum of \$148.47 in full settlement of parked car at 7002½ Kedron Street damaged November 8, 1957, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 215. Resolution authorizing the issuing of a warrant in favor of Margaret S. Cauley and Charles Cauley, 321 McKee Place, Pittsburgh 13, Pa. in the sum of \$125.00 in full settlement of claim against the City of Pittsburgh for car damaged October 14, 1957, by Department of Parks and Recreation truck in Schenley Park, and charging same to Code Account No. 46, Judgments.

Also

No. 216. Resolution authorizing the issuing of a warrant in favor of Thomas P. Lauth, 1511 Stratmore Avenue Pittsburgh 5, Pa., in the sum of \$253.79 in full settlement of claim against the City of Pittsburgh for plate glass window and store contents at above address damaged September 30, 1957 when tires fell off City sweeper and crashed into same, and charging same to Code Account No. 46, Judgments.

Also

No. 217. Resolution authorizing the issuing of a warrant in favor of Clifford V. Price and Pauline I. Price, 219 Stratford Avenue, Pittsburgh 6, Pa., in the sum of \$538.25 in full settlement of claim against the City of Pittsburgh for sidewalk and sewer at 217-219 Stratford Avenue damaged in 1957 by tree roots and charging same to Code Account No. 46, Judgments.

Also

No. 218. Communication from the City Treasurer advising of the purchase of United States Treasury Bonds registered in the name of Henry W. Oliver Bath House and Swimming Pool Fund.

Also

No. 219. Communication from the City Controller submitting Audit Report of the Bureau of Recreational Activities, Department of Parks and Recreation, for the period from January 1, 1957, to December 31, 1957.

Which were severally read and referred to the Committee on Finance.

**Mr. Fagan presented**

No. 220. An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Madge E. Kyle and Thomas C. Kyle, her husband certain property situate in the Twentieth Ward of the City of Pittsburgh, Pennsylvania, for park and recreation purposes, and providing for the payment of the same.

Which was read and referred to the Committee on Finance.

**Also**

No. 221. Resolution authorizing sale to James Boggs, lots on Homehurst Street, 32nd Ward, for the sum of \$2 400.00.

**Also**

No. 222. Resolution authorizing sale to James Boggs, lots on Homehurst Street, 32nd Ward, for the sum of \$3,200.00.

**Also**

No. 223. Resolution authorizing sale to Albert M. Huber and Frances K. Huber, his wife lot on Meta Street, 20th Ward, for the sum of \$200.00.

**Also**

No. 224. Resolution authorizing sale to James J. Kirk and Lois M. Kirk, his wife, lot on Methyl Avenue, 19th Ward, for the sum of \$600.00.

**Also**

No. 225. Resolution authorizing sale to Alfred J. Schaming and Margaret C. Schaming, his wife lot on Margray Avenue, 31st Ward, for the sum of \$375.00.

**Also**

No. 226. Resolution authorizing sale to Andrew F. Witkowski and Ann M. Witkowski, his wife, lots on Session Street, 31st Ward, for the sum of \$1,675.00.

**Also**

No. 227. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings of the City of Pittsburgh to enter into a lease with Hill City Youth Municipality for rental of four offices on the first floor of property at 2038 Bedford Avenue, 5th Ward, for use of the Friendly Service

Bureau of the Department of Public Safety, for a term of one year, commencing January 1, 1958, and expiring December 31, 1958 for a total rental of \$1,200.00, payable in monthly installments of \$100.00 each; that the lease shall contain such other terms and conditions as shall in form be approved by the City Solicitor, and charging same to Code Account No. 1361, Miscellaneous Services (Rent).

**Also**

No. 228. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Edward Waldschmidt and Marie Waldschmidt, his wife, for property on Flat Street 32nd Ward, which was acquired at City Treasurer's Sale No. 2559 of 1950, because exonerations have been issued and applied to exonerate the taxes on this property in the name of John A. and Mona Zimmerman.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

**Mr. Jones presented**

No. 229. Communication from Frank Rappaport requesting compromise settlement of delinquent water charges against his property at 2406 Bedford Avenue, Fifth Ward.

Which was read and referred to the Committee on Finance.

**Mr. Olbum presented**

No. 230. Communication from Louis Rosenberg, Director, Department of Public Safety requesting approval of expenses for himself and Ernest C. Jones, Magistrate, Traffic Court, in attending meeting with O. D. Shipley of the Bureau of Highway Safety of the Commonwealth of Pennsylvania, January 28, 1958.

**Also**

No. 231. Communication from Michael J. Gittens, Traffic Engineer, Bureau of Traffic Planning submitting report of his attendance at The Highway Research Board meetings at Washington, D. C., January 8 to 10, 1958.

Which were read and referred to the Committee on Finance.

**Also**

No. 232. An Ordinance providing for the letting of a contract for the fur-

nishing and delivery of Squeegee, Vacuum Printing Table, and Accessories for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 233. An Ordinance amending a portion of Section 1 and Section 2 of Ordinance No. 433 approved November 14, 1956, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the repaving of Second Avenue; the grading, paving and curbing of Chartiers Avenue, and the widening and repaving of Fifth Avenue and De Soto Street and repaving of intersecting streets affected thereby."

Which was read and referred to the Committee on Finance.

Also

No. 234. An Ordinance accepting the dedication of Woodcove Place, Maydell Street and Roseanne Avenue, as laid out in "Parkway Terrace Plan of Lots" and "Revised Plan of Parkway Terrace Plan of Lots" in the Twentieth Ward of the City of Pittsburgh by Dellwood Corporation, for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway thereof, establishing the grades thereof and accepting the grading, paving, curbing and sewerage thereon.

Also

No. 235. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Engineering Equipment for the Bureau of Engineering, Department of Public Works and for the payment thereof.

Also

No. 236. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Bureau of Engineering, Department of Public Works, and for the payment thereof.

Which were severally read and referred to the Committee on Public Works.

Also

No. 237. Communication from Shadyside Chamber of Commerce relative to parking in the Shadyside district, and withdrawing their request for additional parking meters.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 238. Resolution authorizing the issuing of a warrant in favor of Mrs. Helen Malone in the amount of \$302.05, being compensation for three weeks' vacation due her husband, the late Joseph L. Malone, who died January 17 1958, while serving as a member of the Bureau of Fire, Department of Public Safety, and charging same to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire.

Which was read and referred to the Committee on Finance.

Also

No. 239. Petition for better street lighting on Sarah Street, Jane Street Mary Street and Josephine Street, between South 18th Street and South 27th Street.

Which was read and referred to the Committee on Public Works.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 240. Report of the Committee on Finance for January 28, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmation recommendation,

Bill No. 167. An Ordinance entitled "An Ordinance providing for the letting of a contract for the furnishing and delivery of Purchase Order Forms, for the Warehouse, Department of Supplies, and for the payment thereof."

Which was read.

Also

Bill No. 180. An Ordinance entitled, "An Ordinance exempting the following positions in the Department of City Planning, as created by Ordinance No. 491, approved December 30, 1957 from so much of the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, as require

employees to have resided in the City of Pittsburgh for at least two years immediately prior to appointment, and authorizing the said department to employ persons who do not meet such requirement:

- (1) Chief Planner—General Office Section (14)
- (2) Associate Planners—Project Plans Section (20)."

Which was read.

Also

Bill No. 183. An Ordinance entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement with the Pennsylvania Railroad Company for the reconstruction and relocation of a public sewer by the City under the tracks of the Brilliant Branch of the Pittsburgh Region of the Pennsylvania Railroad Company."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher

(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 181. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in the amount of \$540.00 in favor of Ace Demolition, Inc., 406 Berger Building Pittsburgh 19, Pa., for the demolition and removal of the

2½-story frame dwelling located at 213 LaBelle Street, 19th Ward, without previous authority of law."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher

(Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 168. Resolution authorizing the issuing of a warrant in favor of A. F. Clayton, c/o Morris M. Berger Esq., 1108 Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$129.37 in full settlement of claim against the City of Pittsburgh for car damaged April 25, 1956, on Oakwood Street; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 169. Resolution authorizing the issuing of a warrant in favor of Grafton Duvall and Christine B. Duvall, 5721 Elwood Street, Pittsburgh 32, Pa., in the sum of \$248.15 in full settlement of claim against the City of Pittsburgh for injuries sustained April 8, 1957, on East Park Way; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 170. Resolution authorizing the issuing of a warrant in favor of Leo J. Vogel 286 Magnolia Place, Pittsburgh 28, Pa., in the sum of \$140.51 in full settlement of claim against the City of Pittsburgh for car damaged November 1, 1957, by Department of Lands and Buildings car on Tunnel Street; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 171. Resolution authorizing the issuing of a warrant in favor of Elizabeth A. Whiteside and James L. Whiteside, 329 Smith Way, Pittsburgh 11 Pa., in the sum of \$211.86 in full settlement of claim against the City of Pittsburgh for property at above address damaged May 11, 1957, due to flooding; and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative the resolutions passed finally.

Mr. Rodgers presented

No. 241. Report of the Committee on Public Works for January 28, 1958 transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 187. An Ordinance entitled, "An Ordinance providing for the

letting of a contract for the furnishing and delivery of Automatic Packer Type Refuse Units, complete with cab and chassis, less trade-ins, for the Bureau of Automotive Equipment Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 188. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sanitary sewer on Brinwood Avenue, the private properties of Lawrence P. and Marie B. Bogacki, F. A. and E. M. Burksoze, Charles and Natalie Sachko, and a private right-of-way dedicated for street car or other transportation purposes in the Bughman No. 1 plan of lots from a point about 335 feet north of Custer Avenue to the existing 8-inch sanitary sewer on Custer Avenue at Hopeland Street, with a branch sewer on Brinwood Avenue from a point 125 feet west of Cathell Street westwardly a distance of about 150 feet to the proposed sewer on Brinwood Avenue; with a branch sewer on the private properties of Robert W. and Wanda M. Grosz, Vincent and Chester Sroczyński and Morris W. and Rose M. Pook, from a point on the dividing line between lots 151 and 152 in the Bughman Plan No. 1 Plan of Lots westwardly to the proposed sewer on the private property of Lawrence P. and Marie B. Bogacki, 29th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Counahan presented

No. 242. Report of the Committee on Filtration and Water for January 28, 1958, transmitting an ordinance to Council.

Which was read received and filed.

Also, with an affirmative recommendation,

Bill No. 164. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Power Chip-ping Hammer with Chisel Blanks and Air Operated Sump Pump for the Division of Distribution, Department of Water, and for the payment thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Olbum presented

No. 243. Report of the Committee on Public Safety for January 27 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 182. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof' approved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 244. Report of the Committee on Lands, Buildings and Housing for January 28, 1958, transmitting sundry resolutions to Council.

Which was read received and filed.

Also, with an affirmative recommendation,

Bill No. 175. Resolution authorizing sale to Francis R. Auth, lot on Berdella Street, 20th Ward, for the sum of \$200.00.

Which was read.



Also

Bill No. 176. Resolution authorizing sale to George G. Barnwell and Eleanor H. Barnwell, his wife, lots on Montview Street 26th Ward, for the sum of \$350.00.

Which was read.

Also

Bill No. 177. Resolution authorizing sale to Richard Dunlap and Dolly V. Dunlap, his wife, lot on Estella Street, 18th Ward, for the sum of \$450.00.

Which was read.

Also

Bill No. 178. Resolution authorizing sale to Theodore Klotzbaugh, lots on Ford Street, 28th Ward, for the sum of \$1 125.00.

Which was read.

Also

Bill No. 179. Resolution authorizing sale to William Robison and Hilda Robison, his wife, lots on Calistoga Street and Braddock Avenue, 14th Ward, for the sum of \$1,500.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones presented

No. 245. Communication from Samuel Avins, Esq., requesting on behalf of his client, Michael D. Rogan, the vacation of a public right-of-way adjacent to his property in the Arch Plan of Lots No. 2, 26th Ward.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Jones moved

That the Minutes of Council of Monday, January 27, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Dinan,  
Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXVII

Monday, February 10, 1958

No. 6

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 10, 1958.

Council met.

Present:—

Mr. Dinan

Mr. Fagan

Mr. Jones

Mr. Oibum

Absent:—

Mr. Counahan

Mr. Rodgers

Mr. Weir

Mr. Gallagher

(Pres't)

Mrs. D'Ascenzo

The Chair:

The Chair recognizes Mr. Dinan.

Mr. Dinan:

Mr. President, Most Reverend Coleman F. Carroll, Auxiliary Bishop of the Catholic Diocese of Pittsburgh, my colleagues in Council, Ladies and Gentlemen; On February 11, 1957, just a year ago tomorrow, my colleagues and I agreed among ourselves that from that date on, Monday, the regular meeting of Council, would be opened with prayer by a Bishop, Priest, Rabbi or Minister of the choice of the Councilman whose turn it was to invite that Bishop, Priest Minister or Rabbi. We set this up alphabetically. My colleagues in Council a year ago agreed that I should have the first choice. I deeply appreciated the honor given to me a year ago. I selected

as my choice a personal friend of mine of many, many years, the Auxiliary Bishop of the Catholic Diocese of Pittsburgh.

Celebrating the first anniversary of that inaugural of having Council meeting open with prayer it was Councilman Gallagher's choice. He very willingly yielded to me and I felt I would be honored and the City of Pittsburgh would be honored to have return on the first anniversary of Council meeting opening with a prayer the Auxiliary Bishop of the Catholic Diocese of Pittsburgh.

I ask him at this time to pronounce the invocation opening this meeting.

The Most Reverend Coleman F. Carroll, Auxiliary Bishop of the Catholic Diocese of Pittsburgh pronounced the following prayer:

Great and Eternal God, Creator and Lord of all things, supreme legislator and ruler, from Whom all power derives and upon Whom all power depends, enlighten and direct those who must make laws so that they may determine in Your Name that which is just or unjust, as a reflection of Your divine wisdom. Give, we beseech Thee, the members of our City Council—upon whom rests the weight of that responsibility—the grace of Your assistance to fulfill their task for the greatest spiritual and temporal welfare of the people of this community.

Grant that they may neglect no preparation or effort necessary or useful for the fulfillment of this high purpose. Grant them, as well, that objective vision and sound realism which will help them always to perceive clearly what is best.

Grant that they may be ever mindful of the welfare of all without unjust partiality or preference. Grant that they

may never be lacking in loyalty to our people, nor in devotion to principle, nor in that high-mindedness which will keep them free from the slightest corruption and petty self-interest.

May their deliberations be calm, dispassionate, inspired above all by the holy yearning for truth; may their resolutions under whatever circumstances be consonant with Your principles. May we strive, even in our lowliness, to imitate that righteousness and holiness with which You, Yourself, govern and rule, for Your greater glory and the true welfare of human society.

Hear our prayer, O Lord, that Your light may never fail their minds, that Your strength may never be lacking to their wills and that the warmth of Your love will always fill their hearts which must love our people with tenderness.

Withdraw from us every human ambition and every unlawful craving for self-aggrandizement. Instill in them a lively, deep and ever-present desire for a wholesome social order and for what is in accord with the principles of right and equity, and may they and we one day, as our supreme reward, together enjoy Your blessed presence for all eternity. Amen.

**Mr. Dinan:**

All the members of Council are most grateful for those ministers who have co-operated with us during the course of the year. I am sure my colleagues feel as I do that this certainly has been an inspiration and a help to us.

**PRESENTATIONS**

**Mr. Fagan (for Mr. Counahan)**  
presented

No. 246. Communication from the Department of Water submitting report of overtime services performed by employees in the department during the month of January, 1958.

Which was read and referred to the Committee on Finance.

**Mr. Fagan (for Mrs. D'Ascenzo)**  
presented

No. 247. An Ordinance transferring \$1,100.00 from Code Account 1833, Concerts, Bureau of Recreational Activities, to Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Also

No. 248. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for Architectural Services in conjunction with the construction of a Department Warehouse in Schenley Park, and providing for the payment of the cost thereof.

Also

No. 249. An Ordinance providing for a contract or contracts for the Construction of a Parklet, Additional Play Facilities, and General Site Development at Harry Fowler Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 250. An Ordinance amending a portion of Section 1 of Ordinance No. 425, approved November 2, 1956, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for landscape architectural services in conjunction with Landscaping and General Improvement of Harry Fowler Playground, and providing for the payment of the cost thereof."

Which were severally read and referred to the Committee on Finance.

Also

No. 251. An Ordinance providing for a contract or contracts for the services of bands to provide music in the public parks and playgrounds, and for other necessary expenses incidental thereto, and for the payment of the cost thereof.

Also

No. 252. An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into an agreement with Harry Serene for the maintenance of a public riding school in Schenley Park, and prescribing the terms thereof.

Which were read and referred to the Committee on Parks, Recreation and Libraries.

**Mr. Dinan presented**

No. 253. Resolution exonerating City taxes against property of Katherine

Powers, John W. Priddy, Joseph W. Priddy, Robert Priddy, Virginia K. Beane and Arthur White for property taken by the Commonwealth of Pennsylvania for highway improvement for the years 1953 in the sum of \$465.92 and 1954 in the sum of \$409.92; satisfying said liens without payment, and charging the costs thereon to the City.

Also

No. 254. Resolution exonerating City taxes against property of Carl H. Pieper and Curtis G. Pieper for property taken by the Commonwealth of Pennsylvania for the years 1951 in the sum of \$5,507.74, 1952 in the sum of \$6,491.27 and 1953 in the sum of \$6,294.56; satisfying said liens without payment, and charging the costs thereon to the City.

Also

No. 255. Resolution exonerating taxes against the City of Pittsburgh for the years 1943 to 1954, inclusive, on property located on Darragh Street and Terrace Street, 4th Ward, known as the Municipal Hospital; satisfying said liens without payment, and charging the costs thereon to the City.

Also

No. 256. Resolution exonerating taxes against property of the University of Pittsburgh in the name of Lamda Chi Alpha Club of Pittsburgh and Otilia Johns located on Terrace Street, 4th Ward; satisfying said liens without payment, and charging the costs thereon to the City.

Also

No. 257. Resolution exonerating taxes against property of Bertha L. Held located in the 15th Ward, satisfying said liens without payment, and charging the costs thereon to the City.

Also

No. 258. Resolution exonerating taxes against Dorothy Avins and Elsie L. Towne in the 20th Ward; satisfying said liens without payment, and charging the costs thereon to the City.

Also

No. 259. Resolution authorizing the issuing of a warrant in favor of Leona May Fenton, Floyd Fenton, LeRoy E. Wible and Amelia Wible, 246-248

Johnston Avenue, Pittsburgh 7, Pa., in the sum of \$201.35 in full settlement of claim against the City of Pittsburgh for joint sewer at above address damaged due to clogging with tree roots, and charging same to Code Account No. 46, Judgments.

Also

No. 260. Resolution authorizing the issuing of a warrant in favor of Francis C. James, 1558 Westmoreland Avenue, Pittsburgh 6, Pa., in the sum of \$207.13 in full settlement of claim against the City of Pittsburgh for car damaged December 26, 1957, by refuse truck in alley in rear of Westmoreland Avenue, and charging same to Code Account No. 46, Judgments.

Also

No. 261. Resolution authorizing the issuing of a warrant in favor of Mary Ann Marx, 14 Regina Street, Pittsburgh 3, Pa., in the sum of \$235.00 in full settlement of claim against the City of Pittsburgh for water service line at above address broken March 4, 1957, by backfill by Bureau of Bridges, Highways and Sewers, and charging same to Code Account No. 46, Judgments.

Also

No. 262. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City depositories to secure same as of January 31, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 263. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to supplement the contract entered into with certain architects pursuant to Ordinance No. 282 of 1943 by adding to the contract architectural services in connection with the new No. 3 and 4 Fire Stations at Forbes and Stevenson Streets for the Department of Lands and Buildings, and appropriating funds therefor under said agreement.

Also

No. 264. An Ordinance authorizing a contract or contracts for the construction of the new No. 3 and 4 Fire Stations, Forbes and Stevenson Streets, Pittsburgh, Pa., for the Depart-

ment of Lands and Buildings and for the payment of the cost thereof.

Also

No. 265. Resolution amending Resolution No. 203, approved May 27, 1957, by striking out the name of "E. Greiner" and substituting therefor the names of "Earl J. Greiner and Clyde E. Greiner."

Which were severally read and referred to the Committee on Finance.

Also

No. 266. Resolution authorizing sale to Clyde Adams and Julia Adams, his wife, lots on Augusta Street, 19th Ward, for the sum of \$900.00.

Also

No. 267. Resolution authorizing sale to Joseph J. Burzynski and Jean Burzynski, his wife, lots on Colmar Street, 5th Ward, for the sum of \$500.00.

Also

No. 268. Resolution authorizing sale to Francesca Castelli, lots on Hedge Street, 12th Ward, for the sum of \$600.00.

Also

No. 269. Resolution authorizing sale to William D. Harris, Jr., and Bertha G. Harris, his wife, lot on El Paso Street, 10th Ward, for the sum of \$300.00.

Also

No. 270. Resolution authorizing sale to Robert J. O'Malley and Mary M. O'Malley, his sister, lots on East Crafton Boulevard, 28th Ward, for the sum of \$1,600.00.

Also

No. 271. Resolution authorizing sale to Margaret H. Payne, lot on Barr Avenue, 28th Ward, for the sum of \$300.00.

Also

No. 272. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Marie M. Shaffer for property on Angle Street, 20th Ward, which was acquired at City Treasurer's Sale No. 331 of 1958, upon payment of all taxes, penalties, interest and costs.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 273. An Ordinance granting unto the Community Chest of Allegheny County, The Federation of Jewish Philanthropies of Pittsburgh, Urban Redevelopment Authority of Pittsburgh, and Housing Authority of Pittsburgh, their successors or assigns, the right and privilege to construct, maintain and use, at their own cost and expense, a reinforced concrete vault with fixed and hinged steel grating to be used for electrical purposes, vault to be in the southerly sidewalk area of the Civic Building, 200 Ross Street, Pittsburgh, Pennsylvania.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Olbum presented

No. 274. Communication from Department of Public Safety requesting permission to send Patrolman Patrick J. Moore to a two-week session of classes at the Northwestern University, beginning March 17 and concluding March 28, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 275. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Fans and Clocks, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 276. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Swivel Chairs and Files, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which were read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 277. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of January, 1958.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 278. Communication from H. G. Lusk relative to flat rate water assessments on property at 603-5-7-9

Taylor Avenue and 1241-45-47 Monterey Street.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 279.

#### POST OFFICE DEPARTMENT

Washington, D. C., February 3, 1958

Mr. George Boxheimer  
City Clerk, Council of the  
City of Pittsburgh  
510 City-County Building  
Pittsburgh 19, Pennsylvania

Dear Mr. Boxheimer:

The Postmaster General has asked me to reply to your letter of January 14 transmitting a copy of the resolution approved by the Mayor of your city requesting that a stamp be issued to commemorate the Bicentennial Celebration of the City of Pittsburgh.

We are, of course, well aware of the importance of this to the people of Pittsburgh and do appreciate the feelings of the City Council. However, the members of the Council can surely understand our position, confronted as we are with hundreds of requests for new stamps each year. After all factors were carefully considered, the Citizens' Stamp Advisory Committee decided that celebrations honoring anniversaries of cities and towns do not meet the criteria for commemorative stamp issues. The Committee feels such events are of local rather than nation-wide interest and, therefore, did not recommend the issuance of a Pittsburgh Bicentennial stamp.

I am sorry we cannot comply with the Council's request and I want you to understand we do appreciate their interest.

Cordially yours,

L. Rohe Walter  
Special Assistant to the  
Postmaster General

Which was read, received, filed and copy ordered sent to J. E. Sugden, Jr., Esq., 705 Renshaw Building, Pittsburgh 22, Pa.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 280. Report of the Committee on Finance for February 4, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 207. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with the construction of a parklet and play facilities at Wabash Playground, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 208. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with the construction of a ballfield and related facilities at Marmaduke Playground, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 209. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with installation of planting on the existing hillside at Paulson Playground, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 211. An Ordinance entitled, "An Ordinance carrying over balances or portions thereof remaining in certain code accounts for the year 1957 to the same code accounts for the year 1958."

Which was read.

Also

Bill No. 212. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of dictating and transcribing equipment for the Department of Law, and for the payment thereof."

Which was read.

Also

Bill No. 213. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of tabulating cards, cabinets, desks, trays, and marking blocks for the Department of City Treasurer, and for the payment thereof."

Which was read.

Also

Bill No. 220. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Madge E. Kyle and Thomas C. Kyle, her husband, certain property situate in the Twentieth Ward of the City of Pittsburgh, Pennsylvania, for park and recreation purposes, and providing for the payment of the same."

Which was read.

Also

Bill No. 233. An Ordinance entitled, "An Ordinance amending a portion of Section 1 and Section 2 of Ordinance No. 433, approved November 14, 1956, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a professional engineer or engineers for engineering services in connection with the repaving of Second Avenue; the grading, paving and curbing of Chartiers Avenue, and the widening and repaving of Fifth Avenue and DeSoto Street, and repaving of intersecting streets affected thereby.'"

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Dinan

Mr. Rodgers

Mr. Fagan

Mr. Weir

Mr. Jones

Mr. Gallagher

Mr. Olbum

(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 202. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company for \$1,575.00 in payment for the City of Pittsburgh's share of the cost of railroad crossing improvement work between Aspinwall and Ross Pumping Stations, Valuation Station 3797+19' for the benefit of the City without previous authority of law."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Dinan

Mr. Rodgers

Mr. Fagan

Mr. Weir

Mr. Jones

Mr. Gallagher

Mr. Olbum

(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 203. Resolution authorizing and directing the City Treasurer to

accept the sum of \$250.00 in settlement of metered water charges billed the property of Davison Caimnion and Edward Caimnion, rear of 2454 Bedford Avenue, 5th Ward, for the years 1951 to and including the year 1955.

Which was read.

Also

Bill No. 204. Resolution authorizing and directing the City Treasurer to accept the sum of \$250.00 in settlement of delinquent metered water charges billed the property of Ruth G. Neel and Joseph D. Hudson. 370 Soho street and 2301 Reed Street, 5th Ward, for the 2nd, 3rd and 4th quarters of 1954 and the years 1955 and 1956.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 214. Resolution authorizing the issuing of a warrant in favor of Clyde Butler, Marjorie P. Butler and Motors Insurance Corporation, 5182 Liberty Avenue, Pittsburgh 24, Pa., in the sum of \$148.47 in full settlement of parked car at 7002½ Kedron Street damaged November 8, 1957, by Bureau of Refuse truck; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 215. Resolution authorizing the issuing of a warrant in favor of Margaret S. Cauley and Charles Cauley, 321 McKee Place, Pittsburgh 13, Pa.,

in the sum of \$125.00 in full settlement of claim against the City of Pittsburgh for car damaged October 14, 1957, by Department of Parks and Recreation truck in Schenley Park, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 216. Resolution authorizing the issuing of a warrant in favor of Thomas P. Lauth, 1511 Stratmore Avenue, Pittsburgh 5, Pa., in the sum of \$253.79 in full settlement of claim against the City of Pittsburgh for plate glass windows and store contents at above address damaged September 30, 1957, when tires fell off City sweeper and crashed into same; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 217. Resolution authorizing the issuing of a warrant in favor of Clifford V. Price and Pauline I. Price, 219 Stratford Avenue, Pittsburgh 6, Pa., in the sum of \$538.25 in full settlement of claim against the City of Pittsburgh for sidewalk and sewer at 217-219 Stratford Avenue damaged in 1957 by tree roots; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 238. Resolution authorizing the issuing of a warrant in favor of Mrs. Helen Malone in the amount of \$302.05, being compensation for three weeks' vacation due her husband, the late Joseph L. Malone, who died January 17, 1958, while serving as a member of the Bureau of Fire, Department of Public Safety, and charging same to Code Account No. 1461, Salaries, Regular Employees, Bureau of Police.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the



ayes and noes were taken, and being taken were:

Ayes:—

Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Also

Bill No. 210. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural and Architectural Services in conjunction with the construction of a viewing platform and related facilities at Rue Grande Vue overlooking downtown Pittsburgh in the Elliott section of the City, and providing for the payment of the cost thereof."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Fagan:

Mr. President, on Bill No. 210, File 95, which provides for the employment of Landscape Architects to prepare plans and specifications for landscape work in conjunction with the Viewing Platform and Related Facilities at Rue Grande Vue Street, 20th Ward, I wish to be recorded as voting NO on this ordinance.

My opposition to this ordinance is because of the cost. The initial cost is \$3,115.00, and no one at this time can predict what the final cost will be.

I believe the money could be spent to better advantage for improvements badly needed in the Twentieth Ward.

For these reasons, I am opposed to this ordinance.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Dinan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Noes:—

Mr. Fagan	Mr. Rodgers
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Ayes 5. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 281. Report of the Committee on Public Works for February 4, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 234. An Ordinance entitled, "An Ordinance accepting the dedication of Woodcove Place, Maydell Street and Roseanne Avenue, as laid out in 'Parkway Terrace Plan of Lots' and 'Revised Plan of Parkway Terrace Plan of Lots,' in the Twentieth Ward of the City of Pittsburgh, by Dellwood Corporation, for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway thereof, establishing the grade thereof and accepting the grading, paving, curbing and sewerage thereon."

Which was read.

Also

Bill No. 235. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of engineering equipment for the Bureau of Engineering, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 236. An Ordinance entitled, "An Ordinance providing for the

letting of a contract or contracts for the furnishing and delivery of office equipment for the Bureau of Engineering, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan (for Mr. Counahan) presented

No. 282. Report of the Committee on Filtration and Water for February 4, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 205. An Ordinance entitled, "An Ordinance providing for a contract for a pitometer water waste survey of portions of the distribution system of the Department of Water and for other engineering studies of the distribution system and for the payment of the cost thereof."

Which was read.

Also

Bill No. 206. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of pneumatic pipe saw and

case for the Division of Distribution, Department of Water, and for the payment thereof."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 283. Report of the Committee on Public Safety for February 4, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 232. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of squeegee, vacuum printing table, and accessories for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Dinan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 284. Report of the Committee on Lands, Buildings and Housing for February 4, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 221. Resolution authorizing sale to James Boggs, lots on Homehurst Street, 32nd Ward, for the sum of \$2,400.00.

Which was read.

Also

Bill No. 222. Resolution authorizing sale to James Boggs, lots on Homehurst Street, 32nd Ward, for the sum of \$3,200.00.

Which was read.

Also

Bill No. 223. Resolution authorizing sale to Albert M. Huber and Frances X. Huber, his wife, lot on Meta Street, 20th Ward, for the sum of \$200.

Which was read.

Also

Bill No. 224. Resolution authorizing sale to James J. Kirk and Lois M. Kirk, his wife, lot on Methyl Avenue, 19th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 225. Resolution authorizing sale to Alfred J. Schaming and

Margaret C. Schaming, his wife, lot on Margray Avenue, 31st Ward, for the sum of \$375.00.

Which was read.

Also

Bill No. 226. Resolution authorizing sale to Andrew F. Witkowski and Ann M. Witkowski, his wife, lots on Session Street, 31st Ward, for the sum of \$1,675.00.

Which was read.

Also

Bill No. 227. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with Hill City Youth Municipality for rental of four offices on the first floor of property at 2038 Bedford Avenue, 5th Ward, for use of the Friendly Service Bureau of the Department of Public Safety, for a term of one year, commencing January 1, 1958, and expiring December 31, 1958, for a total rental of \$1,200.00, payable in monthly installments of \$100.00 each; that the lease shall contain such other terms and conditions as shall in form be approved by the City Solicitor, and charging same to Code Account No. 1361, Miscellaneous Services (Rent).

Which was read.

Also

Bill No. 228. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to Edward Waldschmidt and Marie Waldschmidt, his wife, for property on Flat Street, 32nd Ward, which was acquired at City Treasurer's Sale No. 2559 of 1950, because exonerations have been issued and applied to exonerate the taxes on this property in the name of John A. and Mona Zimmerman.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Dinan

Mr. Fagan

Mr. Jones

Mr. Olbum

Mr. Rodgers

Mr. Weir

Mr. Gallagher

(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones moved

That the Minutes of Council of Monday, February 3, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Dinan,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII

Monday, February 17, 1958

No. 7

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President  
GEORGE BOXHEIMER.....City Clerk  
HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 17, 1958

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

The Chair:

Members of Council, we are honored today by the presence of Rabbi Solomon I. Mosenson of Beth Shalom Congregation, who will deliver the invocation.

Rabbi Solomon I. Mosenson of Beth Shalom Congregation offered the following prayer:

Our Heavenly Father, we pray Thee for Thy beneficence ere the City Council commences its deliberations of the day.

Permeate our hearts with genuine concern for our fellowman. Grant wisdom, insight and understanding to those entrusted with the welfare of our beloved city and our community. May we, as their subjects, merit their continued measure of patriotic devotion to justice, freedom and truth.

As we approach the anniversary celebration of our city may we ever be mindful of the glories of our past centuries, the tremendous strides of our past years, and the progress yet to be evoked under the guidance of our honored officials.

May our entire country ever remain a land where man can dream his dreams, speak his thoughts and bring to fruition the fondest hope of mankind. Amen.

The Chair:

Thank you Rabbi Mosenson for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 285. An Ordinance providing for a contract or contracts for the construction of a 16" cast iron water pipe line and appurtenances, including other work incidental thereto, in North Homewood Avenue, from Bennett Street to Penn Avenue, Department of Water, and providing for the payment of the cost thereof.

Also

No. 286. An Ordinance providing for a contract or contracts to install a 16" cast iron water pipe line and appurtenances, including engineering and other necessary work and incidentals thereto in Azure Street, Schenley Manor Drive and Rosecrest Drive from Black Street to the northerly plan line, as shown in the Stanton Heights No. 1 Plan of Lots, situate in the 10th Ward of the City of Pittsburgh, Department of Water, and providing for the payment of the cost thereof.

Which were read and referred to the Committee on Filtration and Water.

Mrs. D'Ascenzo presented

No. 287. An Ordinance providing for a contract or contracts for the construction of Bituminous Surfacing

and Fence Installation and Rehabilitation at Various Locations in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 288. An Ordinance providing for a contract or contracts for Furnishing Playground Equipment to be utilized at various locations in the Department of Parks and Recreation, and providing for the payment of the cost thereof.

Which were read and referred to the Committee on Finance.

Also

No. 289. An Ordinance providing for a contract or contracts for Treating Athletic Fields in the Department of Parks and Recreation to prevent dust nuisances and for the payment of the cost thereof.

Also

No. 290. An Ordinance providing for a contract or contracts for a program to include the spraying and removal of Elm trees in the public right-of-ways and parks, and for the payment of the cost thereof.

Which were read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Dinan presented

No. 291. An Ordinance authorizing the issuance of warrant in favor of the following:

Consolidated Business Forms--\$797.00 for materials furnished for the benefit of the City of Pittsburgh without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Fagan presented

No. 292. Resolution authorizing sale to Kenneth W. Adams and Bessie Adams, his wife, lot on Oakglen Street, 28th Ward, for the sum of \$500.00.

Also

No. 293. Resolution authorizing sale to Peter Buccigross, lots on Adelphia Street, 10th Ward, for the sum of \$700.00.

Also

No. 294. Resolution authorizing sale to Martin W. Dowling and Celine M.

Dowling, his wife, parts of lots on Trost Avenue, 29th Ward, for the sum of \$800.00.

Also

No. 295. Resolution authorizing sale to Harold W. Goldstein, various lots on Banksville Road, 20th Ward, for the sum of \$3,000.00.

Also

No. 296. Resolution authorizing sale to James J. Kirk and Lois M. Kirk, his wife, lots on Saranac Avenue and Mayville Street, 19th Ward, for the sum of \$1,000.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 297. Communication from the Department of City Planning requesting permission for John T. Mauro, Urban Renewal Coordinator, to attend conferences of the National Association of Housing and Redevelopment Officials at Michigan State University, East Lansing, Michigan, February 23 through February 26, 1958.

Which was read and referred to the Committee on Finance.

Mr. Olbum presented

No. 298. An Ordinance providing for the setting aside of the amount of One Hundred Fifty Thousand (\$150,000.00) Dollars for purchasing and/or installing electrical traffic equipment, traffic control devices, and accessories, and providing authorization for the letting of a contract or contracts for the Department of Public Safety, Bureau of Traffic Planning and for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 299. An Ordinance providing for a contract or contracts for the restoration of Newton Street at the intersection with Arlington Avenue, and other work incidental thereto, and for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 300. An Ordinance accepting

the dedication by Stanton Land Company of a strip of land in the Tenth Ward of the City of Pittsburgh, having a general width of 50.00 feet and extending from the southerly line of Rosecrest Drive, as laid out in "Stanton Heights Manor No. 1," to the southwesterly line of property of the Stanton Land Company, for public sewer and water lines easement.

Also

No. 301. An Ordinance opening Glen Lytle Road, between the west line of Wasser Way and McCaslin Street.

Also

No. 302. Resolution authorizing and empowering the Fruehauf Trailer Company to construct at its own expense and under the specifications and supervision of the City of Pittsburgh a sanitary sewer and manholes in the street known as the Back Channel between 35th and 36th Streets, 6th Ward, in the size and location as shown on plan designated Accession No. H-2164, on file in the Department of Public Works, City of Pittsburgh, and authorizing and directing the Director of the Department of Public Works to accept the said sewer and manholes, when so constructed, as additions to and part of the sewer system of the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 303. Communication from W. J. Weichel, 2153 Brighton Road, Pittsburgh 12, Pa., requesting satisfaction of lien filed against his property for non-payment of water charges.

Also

No. 304. Communication from the Industrial Helicopters, Inc., requesting a reduction in rental for space occupied by it on the Wharf.

Which were read and referred to the Committee on Finance.

Also

No. 305. Communication from the Pittsburgh Center, Inc., of the American Racing Pigeon Union, requesting a hearing with Council on the provision of the new proposed Zoning Ordinance relating to the keeping of racing pigeons.

Which was read and referred to the Committee on Public Works.

Also

No. 306. Communication from the Arsenal Board of Trade urging the strict enforcement of the Sunday closing law.

Also

No. 307. Communication from the Oakland Chamber of Commerce requesting the installation of parking meters on Bigelow Boulevard, between Fifth Avenue and Bayard Street.

Which were read and referred to the Committee on Public Safety.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 308. Report of the Committee on Finance for February 11, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 247. An Ordinance entitled, "An Ordinance transferring \$1,100.00 from Code Account 1833, Concerts, Bureau of Recreational Activities, to Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation."

Which was read.

Also

Bill No. 248. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an architect or architects for architectural services in conjunction with the construction of a department warehouse in Schenley Park, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 249. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a parklet, additional play facilities, and general site development at Harry Fowler Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 250. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 425, approved November 2, 1956, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for landscape architectural services in conjunction with landscaping and general improvements of Harry Fowler Playground, and providing for the payment of the cost thereof'."

Which was read.

Also

Bill No. 263. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to supplement the contract entered into with certain architects pursuant to Ordinance No. 282 of 1943 by adding to the contract architectural services in connection with the new No. 3 and 4 Fire Stations at Forbes and Stevenson Streets for the Department of Lands and Buildings, and appropriating funds therefor under said agreement."

Which was read.

Also

Bill No. 264. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the construction of the new No. 3 and 4 Fire Stations, Forbes and Stevenson Streets, Pittsburgh, Pa., for the Department of Lands and Buildings and for the payment of the cost thereof."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 253. Resolution exonerating City taxes against property of Katherine Powers, John W. Priddy, Joseph W. Priddy, Robert Priddy, Virginia K. Beane and Arthur White for property taken by the Commonwealth of Pennsylvania for highway improvement for the years 1953 in the sum of \$465.92 and 1954 in the sum of \$409.92; satisfying said liens without payment, and charging the costs thereon to the City.

Which was read.

Also

Bill No. 254. Resolution exonerating City taxes against property of Carl H. Pieper and Curtis G. Pieper for property taken by the Commonwealth of Pennsylvania for the years 1951 in the sum of \$5,507.74, 1952, in the sum of \$6,491.27 and 1953 in the sum of \$6,294.56; satisfying said liens without payment, and charging the costs thereon to the City.

Which was read.

Also

Bill No. 255. Resolution exonerating taxes against the City of Pittsburgh for the years 1943 to 1954, inclusive, on property located on Darragh Street and Terrace Street, 4th Ward, known as the Municipal Hospital; satisfying said liens without payment, and charging the costs thereon to the City.

Which was read.

Also

Bill No. 256. Resolution exonerating taxes against property of the University of Pittsburgh in the name of Lamda Chi Alpha Club of Pittsburgh and Otillia Johns located on Terrace Street, 4th Ward; satisfying said liens



without payment, and charging the costs thereon to the City.

Which was read.

Also

Bill No. 257. Resolution exonerating taxes against property of Bertha L. Held located in the 15th Ward; satisfying said liens without payment, and charging the costs thereon to the City.

Which was read.

Also

Bill No. 258. Resolution exonerating taxes against Dorothy Avins and Elsie L. Towne in the 20th Ward; satisfying said liens without payment, and charging the costs thereon to the City.

Which was read.

Also

Bill No. 265. Resolution amending Resolution No. 203, approved May 27, 1957, by striking out the name of "E. Greiner" and substituting therefor the names of "Earl J. Greiner and Clyde E. Greiner."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 259. Resolution authorizing the issuing of a warrant in favor of Leona May Fenton, Floyd Fenton, LeRoy E. Wible and Ameila Wible, 246-248 Johnston Avenue, Pittsburgh 7, Pa., in the sum of \$201.35 in full settlement of claim against the City of Pittsburgh for

joint sewer at above address damaged due to clogging with tree roots, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 260. Resolution authorizing the issuing of a warrant in favor of Francis C. James, 1558 Westmoreland Avenue, Pittsburgh 6, Pa., in the sum of \$207.13 in full settlement of claim against the City of Pittsburgh for car damaged December 26, 1957, by refuse truck in alley in rear of Westmoreland Avenue, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 261. Resolution authorizing the issuing of a warrant in favor of Mary Ann Marx, 14 Regina Street, Pittsburgh 3, Pa., in the sum of \$235.00 in full settlement of claim against the City of Pittsburgh for water service line at above address broken March 4, 1957, by backfill by Bureau of Bridges, Highways and Sewers, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Jones presented

No. 309. Report of the Committee on Public Service and Surveys for February 11, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 273. An Ordinance entitled, "An Ordinance granting unto the Community Chest of Allegheny County, The Federation of Jewish Philanthropies of Pittsburgh, Urban Redevelopment Authority of Pittsburgh, and Housing Authority of Pittsburgh, their successors or assigns, the right and privilege to construct, maintain and use, at their own cost and expense, a reinforced concrete vault with fixed and hinged steel grating to be used for electrical purposes, vault to be in the southerly sidewalk area of the Civic Building, 200 Ross Street, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 98. An Ordinance entitled, "An Ordinance vacating a portion of Boulevard Drive at the Westerly intersection of Beechwood Boulevard, and providing certain terms and conditions."

Which was read.

Also

Bill No. 99. An Ordinance entitled, "An Ordinance vacating a strip

1.5 feet wide along the easterly line of South Twentieth Street, from Sarah Street to Carey Way."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mrs. D'Ascenzo presented

No. 310. Report of the Committee on Parks, Recreation and Libraries for February 11, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 251. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the services of bands to provide music in the public parks and playgrounds, and for other necessary expenses incidental thereto, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 252. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation

to enter into an agreement with Harry Serene for the maintenance of a public riding school in Schenley Park, and prescribing the terms thereof."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 311. Report of the Committee on Lands, Buildings and Housing for February 11, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 266. Resolution authorizing sale to Clyde Adams and Julia Adams, his wife, lots on Augusta Street, 19th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 267. Resolution authorizing sale to Joseph J. Burzynski and Jean Burzynski, his wife, lots on Colmar Street, 5th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 268. Resolution authorizing sale to Francesca Castelli, lots on

Hodge Street, 12th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 269. Resolution authorizing sale to William D. Harris, Jr., and Bertha G. Harris, his wife, lot on El Paso Street, 10th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 270. Resolution authorizing sale to Robert J. O'Malley and Mary M. O'Malley, his sister, lots on East Crafton Boulevard, 28th Ward, for the sum of \$1,600.00.

Which was read.

Also

Bill No. 271. Resolution authorizing sale to Margaret H. Payne, lot on Barr Avenue, 28th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 272. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to Marie M. Shafier for property on Angle Street, 20th Ward, which was acquired at City Treasurer's Sale No. 331 of 1956, upon payment of all taxes, penalties, interest and costs.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

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#### MOTIONS AND RESOLUTIONS

The Chair presented

No. 312. Communication from the Fort Pitt Supply Company relative to parking regulations on portion of East Ohio Street.

Which was read and referred to the Committee on Public Safety.

Mr. Jones moved

That the Minutes of Council of Monday, February 10, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Olbum,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII

Monday, February 24, 1958

No. 8

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President  
GEORGE BOXHEIMER.....City Clerk  
HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 24, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Oibum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

The Chair:

Members of Council, we are honored today by the presence of Rev. Clarence A. Burrell, Pastor, Mount Ararat Baptist Church, who will deliver the invocation.

Rev. Clarence A. Burrell, Pastor, Mount Ararat Baptist Church, offered the following prayer:

Almighty God and our Heavenly Father, we beseech thee to hear our prayer in behalf of this City Council, bless this our City and our people. To these officials to whom is committed the trust and welfare of our Commonwealth here grant unto them wisdom. As stewards of this Metropolitan area we pray that they may show integrity, justice and sober judgment in the affairs of state. May their legislation be that which will promote our welfare bringing relief to the poor, equality to all and

fair play in our social and civic life. Save us from false pride and arrogance and make them quick to see the needs of all mankind.

We commend unto Thee the President of this our country, Dwight D. Eisenhower, our Mayor David L. Lawrence and these officials through Jesus Christ our Lord. Amen.

The Chair:

Thank you Rev. Burrell for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 313. Communication from Stephen J. Cannon requesting the construction of a public sewer on Holcomb Avenue and Beltram Avenue.

Which was read and referred to the Committee on Public Works.

Mrs. D'Ascenzo presented

No. 314. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for landscape architectural services in conjunction with the construction of a parklet, play facilities, and an entrance area in Frick Park located East of Beechview Boulevard and North of English Lane, and providing for the payment of the cost thereof.

Also

No. 315. Resolution authorizing the issuing of a warrant in favor of Mrs. Alice Lavelle, 1546 Westfield Street, Pittsburgh 16, Pennsylvania, in the sum of \$66.00, being compensation due her late son, Glenn W. Lavelle, who was employed as an Animal Keeper at the Highland Park Zoo in the Bureau of Administration, Department of Parks and Rec-

reation, for supper money which he did not receive, and charging same to Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Which were read and referred to the Committee on Finance.

Mr. Dinan presented

No. 316. An Ordinance authorizing and directing an increase in the indebtedness of the City of Pittsburgh in the amount of Four Million Five Hundred Twenty Thousand (\$4,520,000.00) Dollars by providing for the issuance of General Obligation Peoples Bonds in said amount, for the purpose of making a grant for urban redevelopment and for the purpose of paying all or part of the cost, damages and expenses, including engineering and architectural expenses, expenses in connection with the acquisition of necessary property and property rights and other expenses, necessarily incurred or to be incurred in connection with the following general public improvements as a partial exercise of the authority conferred by the electors at a Special Bond Election held on the 11th day of September, 1956; Five Hundred Thousand Dollars (\$500,000.00) for a grant to the Urban Redevelopment Authority of Pittsburgh to be used in conjunction with Federal, State and other contributions for Redevelopment Area No. 3 in the Lower Hill Project, and for public improvements connected therewith; One Million Two Hundred Thousand Dollars (\$1,200,000.00) for the construction, reconstruction and replacement of water lines, water mains, and water storage tanks, and additions to, rehabilitation of and equipping of pumping stations and other improvements under the jurisdiction of the Department of Water; One Million Two Hundred Sixty-five Thousand Dollars (\$1,265,000.00) for the construction, reconstruction and resurfacing of streets generally, the construction, reconstruction, rehabilitation and replacement of retaining walls along roadways, the construction, reconstruction and rehabilitation of bridges, and the construction and reconstruction of sewers; Eight Hundred Three Thousand Dollars (\$803,000.00) for the construction, reconstruction, alteration, rehabilitation and equipment of playgrounds, park buildings and other facilities under the jurisdiction of the Department of Parks and Recreation, and for hillside

development; and Seven Hundred Fifty-two Thousand Dollars (\$752,000.00) for the construction, reconstruction, alteration, replacement and rehabilitation of fire houses and other municipal buildings and facilities, the reconstruction, alteration and rehabilitation and equipment of library buildings, and the construction, purchase, installation and replacement of traffic control equipment, and appropriating funds and levying taxes to provide funds for the redemption of said bonds at maturity and for the payment of interest and State taxes thereon.

Also

No. 317. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment, for the Traffic Court, Department of the Mayor, and for the payment thereof.

Also

No. 318. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Adding Machines and Calculator for the Department of City Treasurer, and for the payment thereof.

Also

No. 319. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Department of City Treasurer, and for the payment thereof.

Also

No. 320. Resolution exonerating City taxes against property of Charles J. Stein, 15th Ward, for the years 1951 to 1954 inclusive in the total amount of \$275.00, which was taken by Ordinance No. 235, dated May 10, 1950, for street purposes; satisfying said liens without payment, and charging the costs thereon to the City of Pittsburgh.

Also

No. 321. Resolution exonerating City taxes against property of the Pittsburgh Railways Company, 13th Ward, for the years 1953 and 1954 in the total amount of \$119.04, being a duplicate assessment of a part of 1.37 acres now in the exempt classification as per Assessors Change Order; satisfying said

liens without payment, and charging the costs thereon to the City of Pittsburgh.

Also

No. 322. Resolution authorizing the issuing of a warrant in favor of Craig L. Coleman, c/o Kenneth P. Christman, Esq., 304 Ross Street, Pittsburgh 19, Pennsylvania, in the sum of \$388.82, plus the costs of suit, being in full settlement of suit against the City of Pittsburgh for property damage sustained by Craig L. Coleman on September 4, 1957, at Liberty Avenue near 31st Street, at No. 202 of 1958 in the County Court of Allegheny County, and charging same to Code Account No. 46, Judgments.

Also

No. 323. Resolution authorizing the issuing of a warrant in favor of Norman Haug and Lillian L. Haug, 221 Coltart Avenue, Pittsburgh 13, Pa., in the sum of \$475.00 in full settlement of personal injury and automobile damage sustained December 31, 1957, on the Boulevard of the Allies, and charging same to Code Account No. 46, Judgments.

Also

No. 324. Resolution authorizing the issuing of a warrant in favor of Martha Murnak, Administratrix of the Estate of Ruth M. Murnak, Deceased, c/o John P. Spina and George S. Goldstein, Esqs., 700 Jones Law Building, Pittsburgh 19, Pa., in the sum of \$600.00 in full settlement of suit against the City of Pittsburgh for injuries sustained by Ruth M. Murnak at Ross Street and Third Avenue on October 3, 1952, and charging same to Code Account No. 46, Judgments.

Also

No. 325. Communication from City Treasurer requesting permission for Julius L. Schoenberg to attend meeting in Harrisburg, Pa., on the question of the Real Estate Transfer Tax.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 326. An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Thomas H. Welch certain property situate in the Tenth Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, for

Water Department purposes, and providing for the payment of the same.

Which was read and referred to the Committee on Finance.

Also

No. 327. Resolution authorizing sale to Wilbert T. Diddle and Mary Olive Diddle, his wife, lots on Kaercher Street, 15th Ward, for the sum of \$800.00.

Also

No. 328. Resolution repealing Resolution No. 375, approved September 30, 1957, authorizing sale to Charles C. Arnold and Anne Arnold, his wife, lot on Stafford Street, 20th Ward, for the sum of \$300.00.

Also

No. 329. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, in the name of the City of Pittsburgh, to enter into and execute a lease with Anna B. Dietrich, Harold D. Cochrane, Gladys C. Strauch and Louis H. Cochrane, Jr., for the building now occupied as a branch library and situate on Brighton Road near Woods Run Avenue, for a term of one year, beginning May 1, 1958, and ending April 30, 1959, at an annual rental of \$1,800.00, payable in monthly installments of \$150.00 each, to the Cochrane and Dietrich Property Account; the owners of said building shall pay all taxes, municipal claims and water rents and any other charges against said building during the term of this lease; said lease shall be approved as to form by the City Solicitor, and charging same to Code Account 1361, Miscellaneous Services, Department of Lands and Buildings.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones (by request) presented

No. 330. An Ordinance amending the Zoning Ordinance, Ordinance No. 372, entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the

boundaries of districts for said purposes; conferring certain powers upon the Superintendent of Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing Zone Map Sheet Z-O-E30, by changing from a "B" Residence and First Area District, to a Commercial and Third Area District, all that certain property bounded by Beechwood Boulevard; Saline Street; a line perpendicular to Browns Hill Road which line intersects the first angle point to the westerly line of Saline Street, south of Beechwood Boulevard; and, Browns Hill Road.

Which was read and referred to the Committee on Public Works.

Also

No. 331. An Ordinance granting unto Carl and William Katz, 1318 Fifth Avenue, their successors or assigns, the right and privilege to construct, maintain and use at their own cost and expense, concrete footers in the southerly sidewalk area of 1318 Fifth Avenue, and concrete footers in the northerly sidewalk area of Watson Street (rear of 1318 Fifth Avenue), First Ward, Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Olbum presented

No. 332. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Desks and Chairs, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 333. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Beds, Springs, Mattresses, Pillows, and Blankets, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which were read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 334. Resolution authorizing the issuing of a warrant in favor of Albert E. McNeely, 2532 Woodward Avenue, Pittsburgh, Pa., in the sum of

\$420.00, being the refund of a fee for a sewer connection which had been improperly charged, and charging same to Code Account No. -----

Which was read and referred to the Committee on Finance.

Also

No. 335. An Ordinance providing for the letting of a contract for the furnishing and delivery of Adding Machines, less trade-ins, for the Division of Accounting, Department of Public Works, and for the payment thereof.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 336. Communication from Herod Abbate, 3505 Chartiers Avenue, requesting reimbursement of \$258.89 for damage to his automobile by Police Radio Car 31 on Friday, January 24, 1958, while parked in front of 1222 Herron Avenue.

Which was read and referred to the Committee on Finance.

Also

No. 337. Petition for the construction of a public sewer on portion of Mooney Road and on Beechland Street, from Mooney Road to Maple Dale Street, 31st Ward.

Also

No. 338. Petition for the extension of Oneida Street, from Meta Street to Altemas Way, 19th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 339. Communication from T. Robert Brennan and Louis Glasco, Esqs., requesting Council to investigate certain activities of the Director of the Department of Public Safety, the Superintendent and the Assistant Superintendent, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Also

No. 340. Communication from Julius Cappella requesting the execution of a quit-claim deed to him for lot on Oberlin Street, between Joplin and Wingo



Streets, 12th Ward, upon payment in full of all taxes, interest and penalties.

Which was read and referred to the Committee on Lands, Buildings and Housing.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 341. Report of the Committee on Finance for February 18, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 287. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of bituminous surfacing and fence installation and rehabilitation at various locations in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 288. An Ordinance entitled, "An Ordinance providing for a contract or contracts for furnishing playground equipment to be utilized at various locations in the Department of Parks and Recreation, and providing for the payment of the cost thereof."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 291. An Ordinance entitled, "An Ordinance authorizing the issuance of warrant in favor of the following:

Consolidated Business Forms, \$797.00, for materials furnished for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 298. An Ordinance entitled, "An Ordinance providing for the setting aside of the amount of One Hundred Fifty Thousand (\$150,000.00) Dollars for purchasing and/or installing electric traffic equipment, traffic control devices, and accessories, and providing authorization for the letting of a contract or contracts for the Department of Public Safety, Bureau of Traffic Planning, and for the payment thereof."

In Committee on Finance, February 18, 1958, bill read and amended by inserting in the blank space in Section 1 the words "Bond Fund 193, General Public

Improvement Peoples Bonds 1957," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dinan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 342. Report of the Committee on Public Works for February 18, 1958, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 300. An Ordinance entitled, "An Ordinance accepting the dedication by Stanton Land Company of a strip of land in the Tenth Ward of the City of Pittsburgh, having a general width of 50.00 feet and extending from the southerly line of Rosecrest Drive, as laid out in 'Stanton Heights Manor No. 1,' to the southwesterly line of property

of the Stanton Land Company, for public sewer and water lines easement."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 302. Resolution authorizing and empowering the Fruehauf Trailer Company to construct at its own expense and under the specifications and supervision of the City of Pittsburgh a sanitary sewer and manholes in the street known as the Back Channel between 35th and 36th Streets, 6th Ward, in the size and location as shown on plan designated Accession No. H-2164, on file in the Department of Public Works, City of Pittsburgh, and authorizing and directing the Director of the Department of Public Works to accept the said sewer and manholes, when so constructed, as additions to and part of the sewer system of the City of Pittsburgh.

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Jones presented

No. 343. Report of the Committee on Public Service and Surveys for February 18, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 100. An Ordinance entitled, "An Ordinance vacating Mossfield Street (formerly Morningside Avenue) between Black Street and Stanton Avenue, and providing certain terms and conditions."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the

provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Counahan presented

No. 344. Report of the Committee on Filtration and Water for February 18, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 285. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a 16" cast iron water pipe line and appurtenances, including other work incidental thereto, in North Homewood Avenue, from Bennett Street to Penn Avenue, Department of Water, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 286. An Ordinance entitled, "An Ordinance providing for a contract or contracts to install a 16" cast iron water pipe line and appurtenances, including engineering and other necessary work and incidentals thereto in Azure Street, Schenley Manor Drive and Rosecrest Drive from Black Street to the northerly plan line, as shown in the Stanton Heights No. 1 Plan of Lots, situate in the 10th Ward of the City of Pittsburgh, Department of Water, and providing for the payment of the cost thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. D'Ascenzo presented

No. 345. Report of the Committee on Parks, Recreation and Libraries for February 18, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 289. An Ordinance entitled, "An Ordinance providing for a contract or contracts for treating athletic fields in the Department of Parks and Recreation to prevent dust nuisances and for the payment of the cost thereof."

Which was read.

Also

Bill No. 290. An Ordinance entitled, "An Ordinance providing for a contract or contracts for a program to include the spraying and removal of elm trees in the public right-of-ways and parks, and for the payment of the cost thereof."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Fagan
Mrs. D'Ascenzo	Mr. Jones
Mr. Dinan	Mr. Olbum

Mr. Rodgers	Mr. Gallagher
Mr. Weir	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 346. Report of the Committee on Public Safety for February 18, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 275. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of fans and clocks, for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 276. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of swivel chairs and files, for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 347. Report of the Committee on Lands, Buildings and Housing for February 18, 1958, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 292. Resolution authorizing sale to Kenneth W. Adams and Pessie Adams, his wife, lot on Oakglen Street, 28th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 293. Resolution authorizing sale to Peter Buccigross, lots on Adelphia Street, 10th Ward, for the sum of \$700.00.

Which was read.

Also

Bill No. 294. Resolution authorizing sale to Martin W. Dowling and Celine M. Dowling, his wife, parts of lots on Trost Avenue, 29th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 295. Resolution authorizing sale to Harold W. Goldstein, various lots on Banksville Road, 20th Ward, for the sum of \$3,000.00.

Which was read.

Also

Bill No. 296. Resolution authorizing sale to James J. Kirk and Lois M. Kirk, his wife, lots on Saranac Avenue and Mayville Street, 19th Ward, for the sum of \$1,000.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Wehr
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Dinan moved

No. 348. RESOLVED, That the City of Pittsburgh hereby agrees to receive, handle, and distribute Federal surplus food commodities to eligible needy persons in the City of Pittsburgh in accordance with Federal and State law.

Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Which motion prevailed.

Mr. Dinan also presented

No. 349.

#### MAYOR'S OFFICE

Pittsburgh, February 18, 1958

President and Members

City Council

City of Pittsburgh

Gentlemen:

I submit herewith for your approval, the quarterly allotment departmental estimates for the year 1958.

Salary and Wage Accounts are not included, since these items are already restricted by Salary Ordinances.

Very truly yours,

David L. Lawrence

Mayor

Which was read, received and filed.

Also

No. 350. RESOLVED, That the quarterly allotments, as submitted by the Mayor, be approved, and that the City Controller be instructed to restrict the expenditures in accordance with the quarterly allotments, unless the request for any change thereof shall have been approved by the Committee on Finance of Council.

Which was read.

Mr. Dinan moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 351. Communication from the City Controller submitting statement showing the indebtedness of the City of Pittsburgh as of December 31, 1957.

Which was read.

Mr. Dinan moved

That the communication be received, filed and the statement be advertised in accordance with law.

Which motion prevailed.

Mr. Fagan:

Mr. President, when we adjourn this afternoon, I move that Council adjourn out of respect to the memory of the late Bernard H. Goodwin.

Mr. Goodwin had been the Register of Wills and the Clerk of Orphans' Court of

Allegheny County for many years. He passed away yesterday.

And that Council stand for a minute of silent prayer in his memory.

Which motion prevailed.

And Council stood for a moment of silent prayer in memory of Mr. Goodwin.

Mr. Dinan moved

That the following members be excused for absence from Council and committee meetings:

Mr. Counahan on February 10, 1958.

Mrs. D'Ascenzo on February 3, 4, 10 and 11, 1958.

Mr. Olbum on February 18, 1958.

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of Monday, February 17, 1958, be approved.

Which motion prevailed.

And on motion of Mr. Dinan  
Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, March 3, 1958.

No. 9

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 3, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. Rogers
Mr. Fagan	

Absent:—

Mr. Dinan	Mr. Gallagher
Mr. Olbum	(Pres't)
Mr. Weir	

Mr. Jones moved

That, in the absence of President Gallagher, Mr. Fagan act as President. Pro-tem.

Which motion prevailed.

And Mr. Fagan took the Chair.

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. Ralph Godwin, Assistant Pastor, Christian and Missionary Alliance Church, 709 Union Avenue, North Side, who will deliver the invocation.

Rev. Ralph Godwin, Assistant Pastor,

Christian and Missionary Alliance Church, 709 Union Avenue, North Side, offered the following prayer:

O God, our Heavenly Father, we thank Thee for the joy of living in this great hour of human history. On every hand we see the amazing signs of Thy faithful and continuous blessing upon us in a rapidly changing world. Thou art our unchanging, constant source of life and power and wisdom. Instinctively do we turn to Thee, O God, for understanding and guidance.

Remember the peoples of our great city. We bless Thee for wise and orderly government, we are grateful for dedicated leaders and earnestly pray with them for divine direction in all deliberations. We pray for the vigilant continuance of the wholesale observance of keeping the Lord's Day a day of rest. Let the voice of Thy Holy Spirit be clearly heard in our hearts above the din and rumble of busy lives and reveal to us the path of acceptable service. Rivet our collective attentions to fundamentals and ever weld us to our individual responsibilities. Make us creative in righteousness and give us a godly optimism in the face of every perplexing problem.

Keep before us, O God, the ten thousands of children and teen-agers in our communities and enable us to plan wisely for their moral and economic well being. Above all, teach us here to number our days and to seek Thy favor more than the favor of men. We ask in the name of Jesus Christ our Lord. Amen.

The Chair:

Thank you Rev. Godwin for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 352. An Ordinance author-

izing the Mayor and the Director of the Department of Water to enter into an agreement with the South Pittsburgh Water Company for the purchase of water by the City of Pittsburgh and for the supplying of water to certain water consumers in the City of Pittsburgh through facilities of the South Pittsburgh Water Company.

Which was read and referred to the Committee on Finance.

Also

No. 353. An Ordinance providing for a contract or contracts for valve installations at various locations, and appurtenances, Department of Water, and providing for the payment of the cost thereof.

Also

No. 354. An Ordinance providing for a contract or contracts for repairs to the 16" O.D. water main and appurtenances on the Bloomfield Bridge, Department of Water, and for the payment of the cost thereof.

Which were read and referred to the Committee on Filtration and Water.

Mrs. D'Ascenzo presented

No. 355. Communication from the Department of Parks and Recreation requesting permission for seven (7) members of the Department to attend the State Annual Recreation Conference at Penn State University, May 7, 8, and 9, 1958, inclusive.

Which was read and referred to the Committee on Finance.

Mrs. D'Ascenzo (for Mr. Dinan) presented

No. 356. Resolution authorizing the issuing of a warrant in favor of Jerome F. Heard, 5148 Janie Drive, Pittsburgh 27, Pa., in the sum of \$116.27 in full settlement of claim against the City of Pittsburgh for car damaged December 4, 1957, at West Liberty and Pioneer Avenues by Bureau of Refuse truck and charging same to Code Account No. 46, Judgments.

Also

No. 357. Communication from the City Controller submitting audit report of Licenses and Permits issued by the Bureau of Police, Department of

Public Safety, for the period from January 1, 1957, to December 31, 1957.

Also

No. 358. Communication from Tom Marshall, Superintendent, Bureau of Tests, Department of Supplies, submitting report of his attendance at the meetings of the American Society for Testing Materials in St. Louis, Missouri, during the week of February 9, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Jones (for Mr. Fagan) presented

No. 359. An Ordinance authorizing the issuance of warrant in favor of the Pennsylvania Drilling Company of Pittsburgh, in the amount of \$857.30 for test borings performed for the new No. 3 and 4 Fire Stations at Forbes and Stevenson Streets, Pittsburgh, Pa., for the Department of Lands and Buildings, for the benefit of the City of Pittsburgh without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 360. Resolution authorizing sale to Harry W. Waters and Elizabeth H. Waters, his wife, lots on Napoleon Street, 19th Ward, for the sum of \$600.00.

Also

No. 361. Resolution authorizing sale to Joseph A. Yoest and Donald L. Klingensmith, lots on Dagmar Avenue, 19th Ward, for the sum of \$900.00.

Also

No. 362. Resolution amending Resolution No. 351, approved September 19, 1957, authorizing sale to Leo Krupeki, lots on Norwood Street and Marshall Avenue, 26th Ward, for the sum of \$3,800.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 363. An Ordinance amending Section 20, Project Plan Section, of Ordinance No. 491, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 30, 1957, by deleting the position of "Consultant."



Also

No. 364. An Ordinance authorizing and directing the City Controller to transfer the sum of \$7,500.00 from Code Account No. 1102, Salaries, Regular Employees, Department of City Planning, to a new Code Account to be designated No. 1107, Consulting Services, Department of City Planning.

Which were read and referred to the Committee on Finance.

Also

No. 365. An Ordinance vacating a portion of Brinwood Avenue in the Twenty-ninth Ward of the City of Pittsburgh, from the dividing line between Lots Nos. 167 to 168 in "Bughman Plan No. 1 Plan of Lots," to a point 131.98 feet northwardly therefrom.

Also

No. 366. An Ordinance vacating an Unnamed 20-foot Way, from Kosta Way eastwardly to an Unnamed 10-foot Way, and said Unnamed 10-foot Way, from Cornwall Street southwardly 200.0 feet, more or less, to the line dividing Lots Nos. 103 and 104 in the "J. W. Hay's Plan of Lots," both Ways being laid out in the "Atlantic Avenue Plan of Lots."

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Rodgers presented

No. 367. An Ordinance providing for a contract or contracts for the rehabilitation, cleaning and painting of the Bloomfield Bridge over the Pennsylvania and Baltimore and Ohio Railroads, Melwood Avenue and Neville and Lorigan Streets, and for the payment of the cost thereof.

Also

No. 368. An Ordinance authorizing and directing the Mayor, the Director of the Department of Public Works and the Director of the Department of Water, for and on behalf of the City of Pittsburgh to enter into an agreement with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, for the City's share of the work involved in the improvement of Liberty Avenue, from Stanwix Street to Seventh Avenue.

Also

No. 369. An Ordinance providing for a contract or contracts for the construction of a concrete wall on the south side of an Unnamed Way in the rear of 2600-02 and 04 Quarry Street, and the construction of concrete steps attached thereto on an Unnamed Way adjacent to 2600 Quarry Street, and other work incidental thereto, and for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 370. Petition for Grading, Paving and Curbing of Harlow Street, between Windgap Avenue and a line 50 feet west of the west line of Watkins Way.

Also

No. 371. An Ordinance authorizing and directing the Grading, Paving and Curbing of Harlow Street, from Windgap Avenue to a line 50 feet west of the west line of Watkins Way, including the construction of a combined sewer and house sewer laterals, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes, letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 372. An Ordinance accepting the dedication of Rhine Street, in the Twenty-sixth Ward of the City of Pittsburgh, as laid out in "Spring Hill Gardens Plan of Lots," from Buente Street to the northerly line of the Plan, and property for the widening of Buente Street, from the westerly to the easterly line of the Plan, for public use for highway purposes, opening and naming Rhine Street, and widening Buente Street.

Also

No. 373. An Ordinance accepting the dedication of Rosecrest Place, in the Tenth Ward of the City of Pittsburgh, as laid out in "Highland View Plan of Lots," from Rosecrest Drive to the southerly terminus, opening and naming the same, fixing the width and position of the

roadway and sidewalks thereof, with provision for sloping and landscaping, and establishing the grade thereof.

Also

No. 374. An Ordinance accepting the dedication of property for the widening of Brinwood Avenue in the Twenty-ninth Ward of the City of Pittsburgh, from the dividing line between Lots No. 168 and 169 in "Bugman Plan No. 1 Plan of Lots," to a point 86.54 feet northwardly therefrom, by Sophie Kanchy, unmarried, and widening Brinwood Avenue between the limits of the above Deed of Dedication.

Also

No. 375. An Ordinance widening Brinwood Avenue, from Custer Avenue to the dividing line between Lots No. 168 and 169 in "Bugman Plan No. 1."

Also

No. 376. An Ordinance accepting the dedication of Mt. Royal Road, from the northerly line of "S. Profeta Plan" to the westerly line of Lots No. 11 and 12 of the "Mt. Royal Terrace Plan of Lots," as laid out in the "Caliguiri Plan of Lots" and "Mt. Royal Terrace Plan of Lots," for public use for highway purposes, and opening and naming the same.

Also

No. 377. An Ordinance widening Mt. Royal Road, in the Fourteenth Ward of the City of Pittsburgh, from the northerly line of the "S. Profeta Plan" to a point 27.37 feet northwardly therefrom.

Which were severally read and referred to the Committee on Public Works.

Mr. Rodgers (for Mr. Weir) presented

No. 378. Communication from Ernest C. Jones, Magistrate, Traffic Court, submitting copy of Annual Report of Traffic Court for the year 1957.

Which was read, received and filed.

The Chair (for Mr. Gallagher) presented

No. 379. Communication from Milton Herskowitz requesting compromise settlement of delinquent water charges against property of his sister, Mrs. Minnie Klatman, and his brother-in-law, Meyer Rosenthal, located at 2212 Center Avenue, Fifth Ward, for the year 1956.

Also

No. 380. Communication from Lawrence N. Ravich, Esq., requesting compromise settlement of delinquent water charges against property of the Apostolic Faith Church of Christ, located at 62 Roberts Street, 3rd Ward, for the years 1952 to date.

Which were read and referred to the Committee on Finance.

Also

No. 381. Petition for the repair of Colby, Morrissey, Bear, Faber and Manuel Streets, 26th Ward.

Also

No. 382. Communication from Zelig Breakstone, Esq., relative to the zoning of property of George E. Pugh, 6016 Wellesley Avenue under the proposed Zoning Ordinance.

Also

No. 383. Communication from Regis M. Whalen calling attention to the condition of Ford Street, 28th Ward, and requesting its improvement.

Also

No. 384. Communication from Miss Mary F. Barry complaining of violation of the Zoning Ordinance by Carl Lenz in his property situate on Glen Mawr Avenue, 20th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 385. Communication from the Allegheny Contracting Industries, Inc., requesting permission to use City property on Saw Mill Run Boulevard during the progress of an improvement for the Pittsburgh and West Virginia Railways Company.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Mr. Counahan moved

That Council recess until Tuesday, March 4, 1958, at 1:45 o'clock, P. M.

Which motion prevailed.

And Council recessed.

Pittsburgh, Pa.,

Tuesday, March 4, 1958.

And the hour of 1:45 o'clock, P. M., having arrived and the time of the recess having expired, Council reconvened and there were present:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't
Mr. Olbum	Pro tem.)

Absent:—

Mr. Dinan, Mr. Gallagher (Pres't)

Mrs. D'Ascenzo moved

That Council recess until 3:00 o'clock, P. M., today.

Which motion prevailed.

And

Council recessed.

In the meantime, a group of students of Mt. Mercy Academy, accompanied by their teachers, appeared and the procedure of Council was explained to them by Mr. Olbum.

And the hour of 3:00 o'clock, P. M., today, having arrived and the time of the recess having expired, Council reconvened and there were present:

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't
Mr. Olbum	Pro tem)

Absent:—

Mr. Dinan, Mr. Gallagher (Pres't).

#### REPORTS OF COMMITTEES

Mrs. D'Ascenzo (for Mr. Dinan) presented

No. 386. Report of the Committee on Finance for February 25, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 316. An Ordinance directing an increase in the indebtedness titled, "An Ordinance authorizing and of the City of Pittsburgh in the amount of Four Million Five Hundred Twenty Thousand (\$4,520,000.00) Dollars by providing for the issuance of General Ob-

ligation Peoples Bonds in said amount, for the purpose of making a grant for urban redevelopment and for the purpose of paying all or part of the cost, damages and expenses, including engineering and architectural expenses, expenses in connection with the acquisition of necessary property and property rights and other expenses, necessarily incurred or to be incurred in connection with the following general public improvements as a partial exercise of the authority conferred by the electors at a Special Bond Election held on the 11th day of September, 1956: Five Hundred Thousand Dollars (\$500,000.00) for a grant to the Urban Redevelopment Authority of Pittsburgh to be used in conjunction with Federal, State and other contributions for Redevelopment Area No. 3 in the Lower Hill Project, and for public improvements connected therewith; One Million Two Hundred Thousand Dollars (\$1,200,000.00) for the construction, reconstruction and replacement of water lines, water mains, and water storage tanks, and additions to, rehabilitation of and equipping of pumping stations and other improvements under the jurisdiction of the Department of Water; One Million Two Hundred Sixty-five Thousand Dollars (\$1,265,000.00) for the construction, reconstruction and resurfacing of streets generally, the construction, reconstruction, rehabilitation and replacement of retaining walls along roadways, the construction, reconstruction and rehabilitation of bridges, and the construction and reconstruction of sewers; Eight Hundred Three Thousand Dollars (\$803,000.00) for the construction, reconstruction, alteration, rehabilitation and equipment of playgrounds, park buildings and other facilities under the jurisdiction of the Department of Parks and Recreation, and for hillside development; and Seven Hundred Fifty-two Thousand Dollars (\$752,000.00) for the construction, reconstruction, alteration, replacement and rehabilitation of fire houses and other municipal buildings and facilities, the reconstruction, alteration and rehabilitation and equipment of library buildings, and the construction, purchase, installation and replacement of traffic control equipment, and appropriating funds and levying taxes to provide funds for the redemption of said bonds at maturity and for the payment of interest and State taxes thereon."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 314. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a landscape architect or landscape architects for landscape architectural services in conjunction with the construction of a parklet, play facilities, and an entrance area in Frick Park located east of Beechwood Boulevard and north of English Lane, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 317. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of office equipment for the Traffic Court, Department of the Mayor, and for the payment thereof."

Which was read.

Also

Bill No. 318. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of adding

machines and calculator for the Department of City Treasurer, and for the payment thereof."

Which was read.

Also

Bill No. 319. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of office equipment for the Department of City Treasurer, and for the payment thereof."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third reading and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 184. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Dinardo, Inc., in the sum of \$15,269.10 in payment for emergency work excavating for and exposing existing sewer on Diamond Street near Smithfield Street for the benefit of the City of Pittsburgh without previous authority of law."

In Committee on Finance, February 25, 1958, Bill read and amended in Section 1 by adding at the end thereof the words "Bond Fund No. 191, General Public Improvement Bonds 1956," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mrs. D'Ascenzo moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 326. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Thomas H. Welch certain property situate in the Tenth Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, for Water Department purposes, and providing for the payment of the same."

In Committee on Finance, February 25, 1958, bill read and amended by adding at the end of Section 1 the words "Bond Fund No. 193, General Public Improvement Peoples Bonds—1957," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mrs. D'Ascenzo moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.  
Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 320. Resolution exonerating City taxes against property of Charles J. Stein, 15th Ward, for the years 1951 to 1954 inclusive in the total amount of \$275.00, which was taken by Ordinance No. 235, dated May 10, 1950, for street purposes; satisfying said liens without payment, and charging the costs thereon to the City of Pittsburgh.

Which was read.

Also

Bill No. 321. Resolution exonerating City taxes against property of the Pittsburgh Railways Company, 13th Ward, for the years 1953 and 1954 in the total amount of \$119.04, being a duplicate assessment of a part of 1.37 acres now in the exempt classification as per Assessors Change Order; satisfying said liens without payment, and charging the costs thereon to the City of Pittsburgh.

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 315. Resolution authorizing the issuing of a warrant in favor of Mrs. Alice Lavelle, 1546 Westfield Street, Pittsburgh 16, Pennsylvania, in the sum of \$66.00, being compensation due her late son, Glen W. Lavelle, who was employed as an Animal Keeper at the Highland Park Zoo in the Bureau of Administration, Department of Parks and Recreation, for supper money which he did not receive, and charging same to Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Which was read.

Also

Bill No. 322. Resolution authorizing the issuing of a warrant in favor of Craig L. Coleman, c/o Kenneth P. Christmas, Esq., 304 Ross Street, Pittsburgh 19, Pa., in the sum of \$388.82, plus the costs of suit being in full settlement of suit against the City of Pittsburgh for property damage sustained by him on September 4, 1957, at Liberty Avenue near 31st Street, at No. 202 of 1958 in the County Court of Allegheny County, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 323. Resolution authorizing the issuing of a warrant in favor of Norman Haug and Lillian L. Haug, 221 Coltart Avenue, Pittsburgh 13, Pa., in the sum of \$475.00 in full settlement of personal injury and automobile damage sustained December 31, 1957, on the Boulevard of the Allies, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 324. Resolution authorizing the issuing of a warrant in favor of Martha Murnak, Administratrix of the Estate of Ruth M. Murnak, Deceased, c/o John P. Spina and George S. Goldstein, Esqs., 700 Jones Law Building, Pittsburgh 19, Pa., in the sum of \$600.00 in full settlement of suit against the City of Pittsburgh for injuries sustained by Ruth M. Murnak at Ross Street and Third Avenue on October 3, 1952, and charging same to Code Account No. 46, Judgments.

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Also

Bill No. 334. Resolution authorizing the issuing of a warrant in favor of Albert E. McNeely, 2532 Woodward Avenue, Pittsburgh, Pa., in the sum of \$420.00, being the refund of a fee for a sewer connection which had been improperly charged, and charging same to Code Account No. -----

In Committee on Finance, February 25, 1958, resolution read and amended by inserting in the blank space the words "No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mrs. D'Ascenzo moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 387. Report of the Committee on Public Works for February 24, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 335. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of adding machines, less trade-ins, for the Division of Accounting, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 388. Report of the Committee on Public Service and Surveys for February 24, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 331. An Ordinance entitled, "An Ordinance granting unto Carl and William Katz, 1318 Fifth Avenue, their successors or assigns, the right and privilege to construct, maintain and use at their own cost and expense, concrete footers in the southerly sidewalk area of 1318 Fifth Avenue, and concrete footers in the northerly sidewalk area of Watson Street (rear of 1318 Fifth Avenue), First Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Olbum presented:

No. 389. Report of the Committee on Public Safety for February 24, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 332. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of desks and chairs for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 333. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of beds, springs, mattresses, pillows, and blankets for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed:

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Jones (for Mr. Fagan) presented:

No. 390. Report of the Committee on Lands, Buildings and Housing for February 25, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 327. Resolution authorizing sale to Wilbert T. Diddle and Mary Olive Diddle, his wife, lots on Kaercher Street, 15th Ward, for the sum of \$800.

Which was read.

Also

Bill No. 328. Resolution repealing Resolution No. 375, approved September 30, 1957, authorizing sale to Charles C. Arnold and Anne Arnold, his wife, lot on Stacord Street, 20th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 329. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, in the name of the City of Pittsburgh, to enter into and execute a lease with Anna B. Dietrich, Harold D. Cochrane, Gladys C. Strauch and Louis H. Cochrane, Jr., for the building now occupied as a branch library and situate on Brighton Road near Woods Run Avenue, for a term of one year, beginning May 1, 1958, and ending April 30, 1959, at an annual rental of \$1,800.00, payable in monthly installments of \$150.00 each, to the Cochrane and Dietrich Property Account; the owners of said building shall pay all taxes, municipal claims and water rents and any other charges against said building during the term of this lease; said lease shall be approved as to form by the City Solicitor, and charging same to Code Account 1361, Miscellaneous Services, Department of Lands and Buildings.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. Olbum



Mr. Rodgers  
Mr. Weir

Mr. Fagan (Pres't,  
Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Rodgers presented

No. 391. Whereas, The City of Pittsburgh has been requested by ACTION-HOUSING, INC., to cooperate in providing certain facilities to make possible the construction of a 209-unit rental housing project to be known as Spring Hill Gardens; and

Whereas, This housing is being built in accordance with Section 221 of the Housing Act which specifically states that first preference must be given to persons displaced by governmental action; i.e., urban renewal, highway construction, code enforcement; and

Whereas, The sponsors of the project constitute a non-profit corporation; Now, therefore, be it

Resolved, That the Mayor and the Council agree to adopt the necessary legislation providing at cost to the City the following:

On Rhine Street, which is the connecting thoroughfare, the fine grading and pavement of 570 feet of roadbed, curbs, five catch basins, three man-holes, four street lights, an eight-inch water line with necessary gates and valves and two fire hydrants; and,

On Rhine Place, an eight-inch water line, one fire hydrant and necessary gates and valves, and three street lights.

It is understood that the builder will prepare the plans and that these plans will be submitted to the Department of Public Works for approval and implementation at a time when construction of the project is far enough advanced.

Which was read.

Mr. Rodgers moved

The adoption of the resolution.

Which motion prevailed.

Mr. Olbum moved

That the Minutes of Council of Monday, February 24, 1958, be approved.

Which motion prevailed.

And on motion of Mr. Jones,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, March 10, 1958.

No. 10

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 10, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. Olbum
Mr. Dinan	Mr. Rodgers,
Mr. Fagan	Mr. Weir

Absent:—

Mr. Gallagher (Pres't)

Mr. Dinan moved

That, in the absence of President Gallagher, Mr. Fagan act as President, Pro-tem.

Which motion prevailed.

And Mr. Fagan took the Chair.

The Chair:

Members of Council, we are honored this afternoon by the presence of Very Rev. John Pipik, Rector, St. John's Cathedral, Munhall, Pa., who will deliver the invocation.

Very Rev. John Pipik, Rector, St. John's Cathedral, Munhall, Pa., offered the following prayer:

O Thou who hast the words of eternal life, help us to cultivate proper speech. Surrounded as we are in the city with noble inscriptions of the plain, stirring words of wise men, may we say what we mean and mean what we say. And may it be worth saying. Teach us economy in speech that neither wounds or offends, that affords light without generating heat. Bridle our tongues lest they stam-pede us into utterances of which, later, we shall be ashamed. We ask in the name of Christ Jesus. Amen.

The Chair:

Thank you Very Rev. Pipik for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 392. Communication from the Department of Water requesting approval of emergency repairs to 36" steel water pipe line in the yards of Jones & Laughlin Steel Corporation.

Which was read and referred to the Committee on Finance.

Also

No. 393. An Ordinance authorizing and directing the Mayor and the Director of the Department of Water to grant a license to the Bauerstown Baseball Association, Inc., 1501 Babcock Boulevard, Pittsburgh, Pennsylvania, to utilize a portion of the Lanpher Reservoir property of the City of Pittsburgh, located in Shaler Township, for amateur baseball activities.

Also

No. 394. An Ordinance providing for the letting of a contract for the furnishing and delivery of Power Pipe Threaders and Accessories for the Division of Distribution, Department of Water, and for the payment thereof.

Which were read and referred to the Committee on Filtration and Water.

Mrs. D'Ascenzo presented

No. 395. An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract with the Pittsburgh Symphony Society for the furnishing of concerts to the people of Pittsburgh during the year 1958.

Also

No. 396. An Ordinance providing for a contract or contracts for the construction of Philip Murray Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 397. An Ordinance providing for a contract or contracts for the improvement of Sophia Evert No. 4 Playground, involving the construction of a parklet and related Play Facilities, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 398. An Ordinance amending a portion of Section 2 of Ordinance No. 45 entitled, "An Ordinance fixing the golf fees and regulating the granting of permits to play golf within the public parks of the City of Pittsburgh," approved February 16, 1937, as amended and supplemented.

Also

No. 399. Communication from Robert L. Coyner, Foreman, Department of Parks and Recreation, submitting report of his attendance at the meetings of the 27th Turfgrass Conference held under the auspices of the Pennsylvania State University in University Park, Pa., February 17-29, 1958.

Also

No. 400. Communication from Joseph Roman, Foreman, Department of Parks and Recreation, submitting report of his attendance at the meetings of the 27th Turfgrass Conference held under the auspices of the Pennsylvania State University in University Park, Pa., February 17-29, 1958.

Also

No. 401. Communication from

J. R. Steck, Supervisor, Department of Parks and Recreation, submitting report of his attendance at the meetings of the 27th Turfgrass Conference held under the auspices of the Pennsylvania State University in University Park, Pa., February 17-29, 1958.

Also

No. 402. Communication from Herman Bahr, Supervisor, Central Division, Department of Parks and Recreation, submitting report of his attendance at the meetings of the 27th Turfgrass Conference held under the auspices of the Pennsylvania State University in University Park, Pa., February 17-29, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 403. An Ordinance providing for the letting of a contract for the furnishing and delivery of Triplex Mowers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 404. An Ordinance providing for the letting of a contract for the furnishing and delivery of Planos, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 405. Communication from Victoria Mahofski, Secretary, Allegheny High School Student Council, relative to alterations of the softball fields in West Park.

Also

No. 406. Communication from Rev. Joseph W. Lowney, St. Francis Xavier Church, 3824 California Avenue, North Side, requesting establishment of a playground in the vicinity of John Morrow School.

Which were severally read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Dinan presented

No. 407. An Ordinance transferring the sum of Four Thousand and 00/100 (\$4,000.00) Dollars from Code Account No. 42, Contingent Fund, to Code

Account No. 1018, Supplies, Mayor's Office.

Also

No. 408. An Ordinance authorizing the issuance of a warrant in favor of the National Institute of Governmental Purchasing, Inc., Washington, D. C., in the amount of Five Hundred (\$500.00) Dollars, being the service charge to the Department of Supplies for the year 1958 for membership in said National Institute of Governmental Purchasing, Inc.

Also

No. 409. Resolution authorizing and directing the City Clerk to grant an extension of sick leave, with pay, not to exceed 30 days, commencing March 11, 1958 to Frank L. Swaney, a clerk in the Office of the City Clerk.

Also

No. 410. Resolution authorizing the issuing of a warrant in favor of Duquesne Light Co., 435 Sixth Ave., Pittsburgh 19, Pa., in the sum of \$101.46 in full settlement of claim against the City of Pittsburgh for light pole on Bausman Street at Saw Mill Run Boulevard damaged September 30, 1957, by Bureau of Bridges, Highways and Sewers sweeper, and charging same to Code Account No. 46, Judgments.

Also

No. 411. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City depositories to secure same as of February 28, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Dinan (for Mr. Fagan) presented

No. 412. An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to purchase from Una L. Campbell, widow, certain property situate in the Tenth Ward of the City of Pittsburgh, Pa., for use by the Department of Water and for other public purposes, and providing for the payment of the same.

Also

No. 413. Resolution authorizing purchase of lot on Stevenson Street, northwest corner of Gibbons Street, 1st Ward, for the sum of \$2,400.00, from the

City of Pittsburgh, the County of Allegheny and the School District of Pittsburgh.

Which were read and referred to the Committee on Finance.

Also

No. 414. Resolution authorizing and directing the Mayor, on behalf of the City of Pittsburgh, to join with the County of Allegheny and School District of Pittsburgh on the one part, and Housing Authority of the City of Pittsburgh, on the other part, in separate agreement for the sale of property of Olivia Shirk situate at 303 Grove Street, free and clear of all encumbrances for the sum of \$500.00, and upon receipt of said sum set forth in the agreement to execute and deliver a Deed for the interest of the City of Pittsburgh in said property.

Also

No. 415. Resolution authorizing sale to Housing Authority of the City of Pittsburgh, various lots in the 3rd and 5th Wards, for the sum of \$6,984.00.

Also

No. 416. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Julius Cappella for lot on Oberlin Street, between Joplin and Mingo Streets, 12th Ward, which was acquired at City Treasurer's Sale No. 98 of 1956, upon payment of all taxes, penalties, interest and costs.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 417. An Ordinance authorizing the Mayor and the Chairman of the City Planning Commission to enter into a contract or contracts with Planners, Planning Consultants or Architects for consulting services in conjunction with the redevelopment and renewal areas authorized for study by the City Planning Commission, and the revision and up-dating of the Master Plan of the City under a comprehensive planning program approved by the City Planning Commission, and providing for the payment of the cost thereof.

Also

No. 418. An Ordinance establishing a schedule of fees for the admin-

istration of the Zoning Ordinance of the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

Also

No. 419. An Ordinance to regulate and restrict the location, use and occupancy of buildings, structures and land for trade, industry, residence, and for public and semi-public and other specified uses,—to regulate and limit the height and bulk of buildings and other structures,—to regulate and determine the area of yards, courts and other open spaces,—to regulate and limit the density of population,—and for said purposes to divide the City into districts; to provide for its enforcement and administration,— to prescribe penalties for the violation of its provisions; and repealing Ordinance No. 372, passed by the City Council of Pittsburgh July 30, 1923, approved by the Mayor August 9, 1923, as recorded in Ordinance Book, Volume 34, Page 556, and all amendments thereto.

Also

No. 420. An Ordinance amending the Zoning Ordinance Ordinance No. 372, entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of building hereafter erected or altered and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for said purposes; conferring certain powers upon the Superintendent of Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map Sheet Z-N20-E30, by changing from a "B" Residence District to a Commercial District, Class "A" all that certain property, having frontage on North Aiken Avenue, designated "Shopping Center Lot" in the plan entitled "Subdivision of Parcel 'A' in the Stanton Heights Manor Plan of Lots No. 1," approved by the City Planning Commission on March 4, 1958.

Also

No. 421. Communication from

the Department of City Planning relative to the construction of an underground garage in Gateway Center.

Which were severally read and referred to the Committee on Public Works.

Mr. Olbum presented

No. 422. An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Which was read and referred to the Committee on Public Safety.

Also

No. 423. Communication from the Department of Public Safety advising of institution of 60-day trial of one-way traffic on William Penn Place, between Sixth Avenue and Fifth Avenue, southerly direction.

Which was read, received and filed.

Mr. Rodgers presented

No. 424. An Ordinance transferring the sum of \$750,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, Department of Public Safety, and the sum of \$750,000.00 from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, Department of Public Safety, to Bond Fund No. 193, General Public Improvements, Peoples Bonds, 1958, for the payment of the cost of resurfacing City Streets and Park Roads in various parts of the City with asphaltic materials and for the purchase of materials under existing contracts and the payment of other necessary expense in connection therewith.

Also

No. 425. An Ordinance providing for a contract or contracts for the resurfacing of City Streets and Park Roads with asphaltic materials, furnished by the City under existing contracts, and other work incidental thereto, including regrading and recurbing and for the payment of the cost thereof.

Which were read and referred to the Committee on Finance.

Also

No. 426. An Ordinance providing for the letting of a contract for the furnishing and delivery of Calculating Machine, less trade-in, for the Bureau of Engineering, Department of Public Works, and for the payment thereof.

Also

No. 427. An Ordinance providing for the letting of a contract for the furnishing and delivery of Gas Hot Water Heater, for the Bureau of Bridges, Highways and Sewers, and for the payment thereof.

Also

No. 428. Resolution notifying the Department of Highways of the Commonwealth of Pennsylvania that the City of Pittsburgh will enter into an agreement, subject to the approval of the City Solicitor, for furnishing electric energy to the Penn-Lincoln Parkway Lighting System, and assuming future maintenance costs within the limits of the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Works.

The Chair (for Mr. Gallagher) presented

No. 429. Communication from John R. Czajkowski requesting reimbursement in the amount of \$222.03 due to car damaged while parked at 1216 Herron Avenue, which was struck by a police car driven by Patrolman George Mettrick on January 24, 1958, about 4:00 o'clock, A. M.

Also

No. 430. Communication from Mr. and Mrs. Domic Delegram requesting exoneration of assessment for the construction of a public sewer on Neidel Street.

Also

No. 431. Communication from Mr. and Mrs. Joseph Krajenta requesting abatement of assessment for a public sewer on Neidel Street, between Lorenz Avenue and Hassler Street.

Also

No. 432. Communication from Mr. and Mrs. V. Okraszewski requesting abatement of assessment for construction

tion of a public sewer on Neidel Street, between Lorenz Avenue and Hassler Street.

Also

No. 433. Communication from Wladslaw Peplowski requesting abatement of assessment for a public sewer on Neidel Street, between Lorenz Avenue and Hassler Street.

Also

No. 434. Communication from Joseph S. Rebel requesting abatement of assessment for construction of a public sewer on Neidel Street, between Lorenz Avenue and Hassler Street.

Also

No. 435. Communication from Mr. and Mrs. C. C. Schuda requesting abatement of assessment for construction of a public sewer on Neidel Street, between Lorenz Avenue and Hassler Street.

Also

No. 436. Communication from Mr. and Mrs. Edward E. Yarnot requesting abatement of assessment for construction of a public sewer on Neidel Street, between Lorenz Avenue and Hassler Street.

Also

No. 437. Communication from Julian J. Yarnot requesting exoneration of assessment for the construction of a public sewer on Neidel Street, between Lorenz Avenue and Hassler Street, 20th Ward.

Also

No. 438. Communication from Refuse and Salvage Drivers and Helpers Union, Local 609, requesting compensation for two days for refuse drivers and helpers employed by the City of Pittsburgh because of accumulation of garbage and rubbish.

Which were severally read and referred to the Committee on Finance.

Also

No. 439. Communication from Earl Connolly calling attention to the condition of Harker Street and requesting its improvement.

Also

No. 440. Communication from

the Gulf Oil Company requesting consent by the City of Pittsburgh to the erection of a gasoline service station at the southwest corner of Ridge Avenue and Merchant Street.

Which were read and referred to the Committee on Public Works.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 441. Report of the Committee on Finance for March 4, 1958, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 352. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Water to enter into an agreement with the South Pittsburgh Water Company for the purchase of water by the City of Pittsburgh and for the supplying of water to certain water consumers in the City of Pittsburgh through facilities of the South Pittsburgh Water Company."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

The Chair (Mr. Fagan):

Members of Council, I want at this time to say a few words with respect to Bill No. 362, which authorizes the proper officers of the City of Pittsburgh to enter into an agreement with the South Pittsburgh Water Company for the supplying of water to consumers of the Water Company whose residences and places of business are within the limits of the City of Pittsburgh.

Under the provisions of this ordinance, the City is about to sign a new contract with the South Pittsburgh Water Company that will cost \$275,000.00 a year more.

Before that agreement is consummated I hope that someone representing the City of Pittsburgh will kindly request

the South Pittsburgh Water Company to eliminate the odors and foul taste of the water. Many times the water has a gasoline or crude oil taste.

For three or four days at a time you get an awful oily taste from the South Pittsburgh Water. But when residents call the Company to complain the firm tells them, "Well, somebody spilled oil in the Monongahela River, and there is nothing we can do about it."

I believe the rates are high enough for them to provide us with good, clean, wholesome water, and that the Company ought to get a purifier, if necessary.

I urge the representative or representatives of the City—namely, Councilman Counahan, Chairman of the Committee on Filtration and Water, and John A. Murphy, Director, Department of Water, to check into this complaint before the new contract is signed for the purpose of bringing about a better supply of water to the consumers of the company.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

(Mr. Dinan not voting)

Ayes—7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 363. An Ordinance entitled, "An Ordinance amending Section 20, Project Plan Section, of Ordinance No. 491 entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 30, 1957, by deleting the position of 'consultant.'"

Which was read.

Also

Bill No. 364. An Ordinance entitled, "An Ordinance authorizing and directing the City Controller to transfer the sum of \$7,500.00 from Code Account No. 1102, Salaries, Regular Employees, Department of City Planning to a new Code Account to be designated No. 1107, Consulting Services, Department of City Planning."

Which was read.

Also

Bill No. 367. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the rehabilitation, cleaning and painting of the Bloomfield Bridge over the Pennsylvania and Baltimore and Ohio Railroads, Melwood Avenue and Neville and Lorigan Streets, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 368. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor, the Director of the Department of Public Works and the Director of the Department of Water, for and on behalf of the City of Pittsburgh to enter into an agreement with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, for the City's share of the work involved in the improvement of Liberty Avenue, from Stanwix Street to Seventh Avenue."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. Olbum

Mr. Rodgers  
Mr. Weir

Mr. Fagan (Pres't,  
Pro tem.)

(Mr. Dinan not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 359. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Pennsylvania Drilling Company of Pittsburgh in the amount of \$857.30 for test borings performed for the new No. 3 and 4 Fire Stations at Forbes and Stevenson Streets, Pittsburgh, Pa., for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't, Pro tem.)
Mr. Olbum	

(Mr. Dinan not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 356. Resolution authorizing the issuing of a warrant in favor of Jerome F. Heard, 5148 Janie Drive, Pittsburgh 27, Pa., in the sum of \$116.27 in full settlement of claim against the City of Pittsburgh for car damaged December 4, 1957, at West Liberty Avenue and Pioneer Avenue by Bureau of Refuse



truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

(Mr. Dinan not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 442. Report of the Committee on Public Works for March 4, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 371. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Harlow Street, from Windgap Avenue to a line 50 feet west of the west line of Watkins Way, including the construction of a combined sewer and house sewer laterals, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 372. An Ordinance entitled, "An Ordinance accepting the dedication of Rhine Street, in the Twenty-sixth Ward of the City of Pittsburgh, as

laid out in 'Spring Hill Gardens Plan of Lots,' from Buente Street to the northerly line of the Plan, and property for the widening of Buente Street, from the westerly to the easterly line of the Plan, for public use for highway purposes, opening and naming Rhine Street and widening Buente Street."

Which was read.

Also

Bill No. 373. An Ordinance entitled, "An Ordinance accepting the dedication of Rosecrest Place, in the Tenth Ward of the City of Pittsburgh, as laid out in 'Highland View Plan of Lots,' from Rosecrest Drive to the southerly terminus, opening and naming the same, fixing the width and position of the roadway and sidewalks thereof, with provision for sloping and landscaping, and establishing the grade thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

(Mr. Dinan not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Counahan presented

No. 443. Report of the Committee on Filtration and Water for March 4, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 353. An Ordinance entitled, "An Ordinance providing for a contract or contracts for valve installations at various locations, and appurtenances, Department of Water, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 354. An Ordinance entitled, "An Ordinance providing for a contract or contracts for repairs to the 16" O.D. water main and appurtenances on the Bloomfield Bridge, Department of Water, and for the payment of the cost thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

(Mr. Dinan not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Jones (for Mr. Fagan) presented

No. 444. Report of the Committee on Lands, Buildings and Housing for March 4, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 360. Resolution author-

izing sale to Harry W. Waters and Elizabeth H. Waters, his wife, lots on Napoleon Street, 19th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 361. Resolution authorizing sale to Joseph A. Yuest and Donald L. Klingensmith, lots on Dagmar Avenue, 19th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 362. Resolution amending Resolution No. 351, approved September 19, 1957, authorizing sale to Leo Krupski, lots on Norwood Street and Marshall Avenue, 26th Ward, for the sum of \$3,800.00.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't,
Mr. Olbum	Pro tem.)

(Mr. Dinan not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Dinan moved

That the regular meeting of Council scheduled for Monday, March 17, 1958, at 2:00 o'clock P. M., be postponed until Tuesday, March 18, 1958, at 2:00 o'clock P. M., and that the meeting of the standing committees of Council, commencing with the Committee on Finance, scheduled for Tuesday, March 18, 1958, at 2:00 o'clock, P. M., be postponed until Wednesday, March 19, 1958, at 1:00 o'clock, P. M.

Which motion prevailed.

**The Chair presented**

No. 445. Whereas, WPIT is the only Pittsburgh radio station broadcasting nationality programs daily; and

Whereas, in view of the cosmopolitan character of the residents of Pittsburgh and its suburbs, WPIT should be given every opportunity to expand its radio service to the many nationality groups in this area, which includes German, Greek, Polish, Italian, Lithuanian and Ukrainian; and

Whereas, WPIT devotes considerable broadcast time both to religious programs and to nationality and public service programs, including public service announcements for the United States Army, Navy, Marine Corps, Air Force, U. S. Treasury Department, Postal Service, and the Red Cross, United Fund, Heart Fund; Now, Therefore, Be It

Resolved, That the Council of the City of Pittsburgh, duly assembled, does hereby authorize and approve an appropriate communication in behalf of Radio Sta-

tion WPIT to the Federal Communications Commission, Washington, D. C., asking for favorable action on the "Amendment of Part 3 of the Rules to permit extended hours For Daytime Standard Broadcasting Stations," particularly WPIT in Pittsburgh. And, Be It Further

Resolved, That a copy of this Resolution be transmitted to Radio Station WPIT for its information and use.

Which was read.

**Mr. Jones moved**

The adoption of the resolution.

Which motion prevailed.

**Mr. Jones moved**

That the Minutes of Council of Monday, March 3, 1958, and Tuesday, March 4, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Dinan.

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Tuesday, March 18, 1958.

No. 11

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Tuesday, March 18, 1958

Council met.

Present:—

Mr. Counahan	Mr. Jones
Mr. Fagan	Mr. Olbum
Mr. Dinan	Mr. Rodgers

Absent:—

Mrs. D'Ascenzo	Mr. Gallagher
Mr. Weir	(Pres't)

Mr. Dinan moved

That, in the absence of President Gallagher, Mr. Fagan act as President, Pro-tem.

Which motion prevailed.

And Mr. Fagan took the Chair.

The Chair:

Members of Council, we are honored this afternoon by the presence of Dr. Paul E. Daugherty, Missionary Superintendent of Pittsburgh Synod of the Evangelical Lutheran Church of America, who will deliver the invocation.

Dr. Paul E. Daugherty, Missionary Superintendent of Pittsburgh Synod of the

Evangelical Lutheran Church of America, offered the following prayer:

Almighty God, Our Father in Heaven, who through Thy great love and mercy hast granted unto us the privilege of life and hast provided bountifully that our lives might be sustained.

With grateful hearts we look to Thee this day mindful of all of Thy great goodness and love without which we could not exist.

Especially do we gratefully remember our forefathers whose sacrifices and labors we now enjoy and whose faith in Thee has founded our nation upon principles given through Thy Holy Word.

We thank Thee especially for the men and women who have led Pittsburgh to be a great city in this world. For their God-given talents, for their benevolent wealth and for the dedication of their abilities in service to others we are indebted to both them and to Thee.

Mindful of our rich inheritances, we implore Thee to continue Thy favor upon us and to cause us to render full and loving service to Thee and to each other as Thou hast loved and ministered to us.

Give unto Mayor Lawrence and all other leaders of our wonderful city continuing vision to plan and build for the future that lives might be enriched by Thee, who are The Way, The Truth, and The Life.

And to Thee be all honor and glory through Jesus Christ, Thy Son, Our Lord. Amen.

The Chair:

Thank you Dr. Daugherty for your very inspiring prayer.

## PRESENTATIONS

Mr. Counahan presented

No. 446. An Ordinance authorizing the purchase of cast iron water pipe lines and fittings, together with all the necessary appurtenances in Greer Street as laid out in the Wingold Manor Plan of Lots, recorded in Allegheny County Recorder of Deeds Office in Plan Book Volume 58, Pages 61 and 62 and situated in the Fifteenth Ward, from Mr. Ralph Goldvarg, President of the Windsor Construction Company, and providing for the payment of the cost thereof.

Also

No. 447. Resolution authorizing and directing the City Treasurer to accept the sum of \$150.00 in settlement of delinquent water charges billed the property of Meyer Rosenthal and Minnie and Edward Klatman, located 2212 Center Avenue, 5th Ward, for the 2nd and 3rd quarters of 1956.

Also

No. 448. Communication from E. F. Meredith asking to be reimbursed for damages to his property at 132 Cape May Avenue, 19th Ward, caused by sewer backing up into his cellar.

Also

No. 449. Communication from the Department of Water submitting report of overtime services performed by employees in the department during the month of February, 1958.

Also

No. 450. Communication from the Department of Water requesting approval of extra work on the contract for relaying water line on South Millvale Avenue between Liberty Avenue and Yew Street.

Which were severally read and referred to the Committee on Finance.

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 451. An Ordinance providing for a contract or contracts for the Construction of a Viewing Platform Bandstand and related facilities at Grandview Park, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 452. Resolution authorizing and directing the Director of the Department of Parks and Recreation to grant an extension of sick leave with pay, not to exceed forty-five days starting March 20, 1958, to Raymond A. Boll, Chief Clerk in the Bureau of Administration, Department of Parks and Recreation.

Also

No. 453. Communication from Hugh M. Riggs, Foreman, Department of Parks and Recreation, submitting report of his attendance at the 12th Annual Great Lakes Institute meetings at Pokagon State Park, Angola, Indiana, February 24-28, 1958.

Also

No. 454. Communication from William J. Kearney, Jr., Foreman, Department of Parks and Recreation, submitting report of his attendance at the 12th Annual Great Lakes Institute at Pokagon State Park, Angola, Indiana, February 24-28, 1958.

Also

No. 455. Communication from Samuel Marini, Foreman, Department of Parks and Recreation, submitting report of his attendance at the 12th Annual Great Lakes Institute, at Pokagon State Park, Angola, Indiana, February 24-28, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 456. Communication from Robert Reese requesting the establishment of a recreation center at or near the Holmes School in the Fourth Ward.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Dinan presented

No. 457. An Ordinance appropriating and setting aside the sum of One Hundred Seventy-Five Thousand and 00/100 (\$175,000.00) Dollars to Code Account No. \_\_\_\_\_, Surplus Food, Department of Supplies, Salaries and Wages, Temporary Employees and Expenses, for the handling, warehousing, packaging, transporting and delivering of surplus foods, and other services re

lated thereto, for and in behalf of the City of Pittsburgh.

Also

No. 458. An Ordinance supplementing Ordinance No. 491, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 30, 1957, Department of Supplies.

Also

No. 459. An Ordinance providing for the letting of a contract or contracts for the handling, warehousing, packaging, transporting and delivering of surplus food, and other services related thereto, Department of Supplies, the payment of the costs thereof not to exceed One Hundred Thirty Thousand and 00/100 (\$130,000.00) Dollars.

Also

No. 460. An Ordinance providing for the letting of a contract for the furnishing and delivery of Lanterns for the Warehouse, Department of Supplies, and for the payment thereof.

Also

No. 461. An Ordinance authorizing and directing the Mayor and the City Treasurer to enter into an agreement with the Holmes Electric Protective Company of Pittsburgh for the installation of a standard vault detector system and other protective devices for the vault in the office of the City Treasurer, and providing for the payment therefor.

Also

No. 462. An Ordinance authorizing the issuance of warrants in favor of the following:

Name of Co.	Commodity	Amount
M. H. Detrick, Fire Clay Shapes.		\$1800.00
International Business Machines Co., Ribbons for I.B.M. Machine No. 402		19.05
Malone Plumbing Supply Company, Triple Copper Coil for Lawson No. 730 Triple Coil Heater		30.67
Watson-Standard Company, Plate Glass for Aspinwall Pumping Station Door		18.97

without previous authority of law.

Also

No. 463. Resolution exonerating City taxes against property of Edward Hardie, et al, in the Fourth Ward of the City of Pittsburgh, in the amount of \$40.00 for 1945, for the reason that said taxes have been paid, and giving authority to satisfy said liens.

Also

No. 464. Resolution exonerating City taxes against property in the 8th Ward owned by the City of Pittsburgh for the years 1943-1954, for the reason that said property has been used as a park and monumental site and is to be transferred to the exempt classification, and authorizing and directing the Collector of Delinquent Taxes to strike such taxes from the tax books.

Also

No. 465. Resolution exonerating City taxes against property in the 15th Ward owned by the City of Pittsburgh for the years 1943-1954, for the reason that said property has been used for (Burgwin) playground purposes, and authorizing and directing the Collector of Delinquent Taxes to strike such taxes from the tax books.

Also

No. 466. Resolution exonerating City taxes against property in the 20th Ward of the City of Pittsburgh, which was owned by Libbie Fischhoff and taken by the City at Treasurer's Sale, June 30, 1950, and authorizing and directing the Collector of Delinquent Taxes to strike such taxes from the tax books.

Also

No. 467. Resolution authorizing the issuing of a warrant in favor of Bertha Roth, c/o Herbert G. Sheinberg, Esq., 1103 Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$1,250.00 in full settlement of suit against the City of Pittsburgh for personal injuries sustained October 5, 1954, at 4731 Stanton Avenue, and charging same to Code Account No. 46, Judgments.

Which were severally read and referred to the Committee on Finance.

Mr. Dinan (for Mr. Fagan) presented

No. 468. An Ordinance transferring the sum of \$528.10 from Code Account No. 42, Contingent Fund, to

Code Account No. 1369, Salaries and Wages, Temporary Employees, Municipal Hospital, Department of Lands and Buildings.

Also

No. 469. An Ordinance amending a portion of Section 2 of Ordinance No. 65, approved February 14, 1958, entitled "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Madge E. Kyle and Thomas C. Kyle, her husband, certain property situate in the Twentieth Ward of the City of Pittsburgh, Pennsylvania, for park and recreation purposes, and providing for the payment of the same."

Which were read and referred to the Committee on Finance.

Also

No. 470. Resolution authorizing sale to John W. Bobak and Bertha J. Bobak, his wife, lots on Mifflin Road, 31st Ward, for the sum of \$900.00.

Also

No. 471. Resolution authorizing sale to Regis Conlon and Josephine F. Conlon, his wife, lots on Greenway Drive, 28th Ward, for the sum of \$300.00.

Also

No. 472. Resolution repealing Resolution No. 307, approved December 30, 1957, authorizing sale to Joseph J. Cestnik, parts of lots on Duncan Street, 10th Ward for the sum of \$900.00.

Also

No. 473. Resolution repealing Resolution No. 152, approved April 26, 1957, authorizing sale to Glenn A. Kirk and Marjorie A. Kirk, his wife, lot on Platt Avenue, 19th Ward, for the sum of \$600.00.

Also

No. 474. Resolution repealing Resolution No. 554 approved October 26, 1955, authorizing sale to Sidney L. Kramer, lot on Flemington Street, 15th Ward, for the sum of \$250.00.

Also

No. 475. Resolution repealing Resolution No. 614 approved November 22, 1955, authorizing sale to Sidney L. Kramer, lots on Flemington Street, 15th Ward, for the sum of \$600.00.

Also

No. 476. Resolution repealing Resolution No. 331 approved June 26, 1956, authorizing sale to Earle Smith and Kathryn Smith, his wife, lot on Apple Avenue, 12th Ward, for the sum of \$250.00.

Also

No. 477. Resolution repealing Resolution No. 330 approved June 26, 1956, authorizing sale to Earle Smith and Kathryn Smith, his wife, lots on Apple Avenue, 12th Ward, for the sum of \$500.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 478. Communication from the Department of City Planning requesting approval of expenses of Max Nurnberg, Research Analyst, incurred in attending the Fifth Annual Conference on Mid-west Conference on Metropolitan Growth in Chicago, Illinois, March 15, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 479. Communication from Dr. Roy T. Anderson requesting the placing of street signs at Petunia and Zimmerman Streets, 32nd Ward.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 480. Communication from the Department of City Planning advising of approval of the Site Plan for the Auditorium in Redevelopment Area No. 3 (Lower Hill District) submitted by the Urban Redevelopment Authority of Pittsburgh.

Which was read and referred to the Committee on Planning and Redevelopment.

Mr. Olbum presented

No. 481. An Ordinance providing for the letting of a contract for the furnishing and delivery of Steel Poles, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 482. Communication from J. I. Simon, Attorney, requesting exoneration of taxes assessed against property of Chofetz Chaim Congregation, 5807 Beacon Street, 14th Ward, for the years 1931 to 1940, inclusive.

Which was read and referred to the Committee on Finance.

Also

No. 483. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Cabinets and Files, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 484. An Ordinance providing for the letting of a contract for the furnishing and delivery of Gas Ranges, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which were read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 485. An Ordinance transferring the aggregate sum of \$3,500.00 within code accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Also

No. 486. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the Grading, Paving and Curbing of Chartiers Avenue from Isolene Street to Wind Gap Avenue, and appropriating funds for the payment of the cost thereof.

Also

No. 487. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of February, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 488. An Ordinance providing for the letting of a contract for the

furnishing and delivery of 2½" Fire Hose, for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof.

Also

No. 489. An Ordinance providing for the letting of a contract for the furnishing and delivery of Waste Receptacles for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof.

Also

No. 490. Communication from William W. Matson, Esq., requesting that his property at the northeast corner of Center and Negley Avenues be included in the highest residential classification in the new proposed Zoning Ordinance.

Which were severally read and referred to the Committee on Public Works.

The Chair (for Mr. Gallagher) presented

No. 491. Communication from the Civic Light Opera Association requesting abatement of penalty and interest on delinquent Amusement Taxes for the year 1957.

Also

No. 492. Communication from Roy V. Morgan requesting adjustment of assessment filed against his property for the construction of a public sewer on Lynbrook Avenue.

Also

No. 493. Communication from John and Joseph Adamczyk requesting abatement of assessment against their property for the construction of a public sewer on Neidel Street, between Lorenz Avenue and Hassler Street.

Also

No. 494. Communication from S. B. Hoover, Jr., requesting abatement of assessment against his property for the construction of a public sewer on Neidel Street, from Lorenz Avenue to Hassler Street.

Also

No. 495. Communication from Mrs. Irene M. Gion requesting abatement of assessment against her property for the construction of a public sewer



on Naidel Street, from Lorenz Avenue to Hassler Street.

Also

No. 496. Communication from Mr. and Mrs. B. E. Sands, 275 Robinson Street, requesting reimbursement for expense incurred in locating leak in water line which was not on their property.

Also

No. 497. Communication from Ernest Mercalde requesting payment of wages for lost time due to injuries sustained while on duty as a City patrolman.

Which were severally read and referred to the Committee on Finance.

Also

No. 498. Petition for the improvement of Rogerton Street, from Ivory Road to a dead end, 26th Ward.

Also

No. 499. Petition for the repair and resurfacing of Sheridan Avenue, between Wellesley Avenue and Bryant Street, 11th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 500. Communication from the Housing Authority of the City of Pittsburgh requesting the vacation of various streets in the 26th Ward in connection with the development of North View Heights Housing Project.

Which was read and referred to the Committee on Public Service and Surveys.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 501. Report of the Committee on Finance for March 11, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 395. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract with the Pittsburgh Symphony Society for the fur-

nishing of concerts to the people of Pittsburgh during the year 1958."

Which was read.

Also

Bill No. 396. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of Philip Murray Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 397. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the improvement of Sophia Evert No. 4 Playground, involving the construction of a parklet and related play facilities, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 398. An Ordinance entitled, "An Ordinance amending a portion of Section 2 of Ordinance No. 45 entitled, 'An Ordinance fixing the golf fees and regulating the granting of permits to play golf within the public parks of the City of Pittsburgh,' approved February 16, 1937, as amended and supplemented."

Which was read.

Also

Bill No. 407. An Ordinance entitled, "An Ordinance transferring the sum of Four Thousand and 00/100 (\$4,000.00) Dollars from Code Account No. 42, Contingent Fund, to Code Account No. 1018, Supplies, Mayor's Office."

Which was read.

Also

Bill No. 412. An Ordinance entitled, "An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to purchase from Una L. Campbell, widow, certain property situate in the Tenth Ward of the City of Pittsburgh, Pennsylvania, for use by the Department of Water, and for other public purposes, and providing for the payment of the same."

Which was read.

Also

Bill No. 417. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Chairman of the City Planning Commission to enter into a contract or contracts with Planners, Planning Consultants or Architects for consulting services in conjunction with the redevelopment and renewal areas authorized for study by the City Planning Commission, and the revision and up-dating of the Master Plan of the City under a comprehensive planning program approved by the City Planning Commission, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 424. An Ordinance entitled, "An Ordinance transferring the sum of \$750,000.00 from Code Account No. 1443, Salaries Regular Employees, Bureau of Police, Department of Public Safety, and the sum of \$750,000.00 from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, Department of Public Safety, to Bond Fund No. 193, General Public Improvements, Peoples Bonds, 1958, for the payment of the cost of resurfacing City streets and park roads in various parts of the City with asphaltic materials and for the purchase of materials under existing contracts and the payment of other necessary expense in connection therewith."

Which was read.

Also

Bill No. 425. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the resurfacing of City streets and park roads with asphaltic materials furnished by the City under existing contracts, and other work incidental thereto, including regrading and recurring and for the payment of the cost thereof."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan

Mr. Olbum

Mr. Dinan

Mr. Rodgers

Mr. Jones

Mr. Fagan (Pres't  
Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 299. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the restoration of Newton Street at the intersection with Arlington Avenue, and other work incidental thereto, and for the payment of the cost thereof."

In Committee on Finance, March 11, 1958, Bill read and amended by adding at the end of Section 1 the following words, "Bond Fund No. 187, General Public Improvements, 1953," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dinan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended, in Committee and agreed to by Council, was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan

Mr. Olbum

Mr. Dinan  
Mr. Jones

Mr. Rodgers  
Mr. Fagan (Pres't  
Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 408. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the National Institute of Governmental Purchasing, Inc., Washington, D. C., in the amount of Five Hundred (\$500.00) Dollars, being the service charge to the Department of Supplies for the year 1958 for membership in said National Institute of Governmental Purchasing, Inc."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 409. Resolution authorizing and directing the City Clerk to grant an extension of sick leave, with pay, not to exceed 30 days, commencing March 11, 1958, to Frank L. Swaney, a Clerk in the Office of the City Clerk.

Which was read.

Mr. Dinan moved

A suspension of the rule to al-

low the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 413. Resolution authorizing the purchase of lot on Stevenson Street at the northwest corner of Gibbons Street, 1st Ward, by the City of Pittsburgh, from the three taxing bodies for the sum of \$2,400.00.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 410. Resolution authorizing the issuing of a warrant in favor of the Duquesne Light Company in the sum of \$101.46 in full settlement of claim against the City of Pittsburgh for light pole on Bausman Street at Saw Mill Run Boulevard damaged September 30, 1957, by Bureau of Bridges, High-

ways and Sewers sweeper, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 502. Report of the Committee on Public Works for March 11, 1958, transmitting two ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 426. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of calculating machine, less trade-in, for the Bureau of Engineering, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 427. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of gas hot water heater, for the Bureau of Bridges, Highways and Sewers, and for the payment thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 428. Resolution notifying the Department of Highways of the Commonwealth of Pennsylvania that the City of Pittsburgh will enter into an agreement, subject to the approval of the City Solicitor, for furnishing electric energy to the Penn-Lincoln Parkway Lighting System, and assuming future maintenance costs within the limits of the City of Pittsburgh.

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Counahan presented

No. 503. Report of the Committee on Filtration and Water for March 11, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 393. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Water to grant a license to the Bauerstown Baseball Association, Inc., 1501 Babcock Boulevard, Pittsburgh, Pennsylvania, to utilize a portion of the Lanpher Reservoir property of the City of Pittsburgh, located in Shaler Township, for amateur baseball activities."

Which was read.

Also

Bill No. 394. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of power pipe threaders and accessories for the Division of Distribution, Department of Water, and for the payment thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 504. Report of the Committee on Parks, Recreation and Libraries for March 11, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 403. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of triplex mowers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 404. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of pianos, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 505. Report of the Committee on Public Safety for March 11, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 422. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance

No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Dinan (for Mr. Fagan) presented

No. 506. Report of the Committee on Lands, Buildings and Housing for March 11, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 414. Resolution authorizing and directing the Mayor, on behalf of the City of Pittsburgh, to join with the County of Allegheny and the School District of Pittsburgh on the one part, and the Housing Authority of the City of Pittsburgh, on the other part, in separate agreement for the sale of property of Olivia Shirk situate at 303 Grove Street, free and clear of all encumbrances for the sum of \$500.00, and upon receipt of said sum set forth in the agreement to execute and deliver a deed for the interest of the City of Pittsburgh in said property.

Which was read.

Also

Bill No. 415. Resolution authorizing sale to the Housing Authority of the City of Pittsburgh various lots in the 3rd and 5th Wards for the sum of \$6,984.00.

Which was read.

Also

Bill No. 416. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to Julius Cappella for lot on Oberlin Street, between Joplin and Mingo Streets, 12th Ward, which was acquired at City Treasurer's Sale No. 98 of 1956, upon payment of all taxes, penalties, interest and costs.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan,	Mr. Olbum
Mr. Dinan	Mr. Rodgers
Mr. Jones	Mr. Fagan (Pres't Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

The Chair presented

No. 507. Whereas, St. Casimir High School basketball team, under the coaching of Gus Krop, won the Pittsburgh Parochial Class "B" championship for the third straight year; and

Whereas, This outstanding record is a tribute to the excellent and expert coaching of their veteran mentor, Gus Krop, and to the splendid team play of all the members of St. Casimir High; and

Whereas, This team is representing the Pittsburgh Catholic High Schools in the State Class "B" Basketball Tournament being held at the present time; and

Whereas, This team by its fine play, has brought renown not only to the community of South Side but also to the City of Pittsburgh; Therefore, be it

Resolved, That the Mayor and the members of Council extend their congratulations and best wishes to the members of St. Casimir's High School and its capable coach in winning the Class "B" Championship of the local Catholic High School Basketball League, and wish for them even greater success in the State Championship Tournament.

Which was read.

Mr. Dinan moved

The adoption of the resolution.

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of Monday, March 10, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Dinan

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, March 24, 1958.

No. 12

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 24 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. William A. Simmermon, Pastor, Ross Community United Presbyterian Church, who will deliver the invocation.

Rev. William A. Simmermon, Pastor, Ross Community United Presbyterian Church, offered the following prayer:

Almighty God, we would give Thee thanks in the name of Jesus Christ, our Lord, for this opportunity and privilege to approach Thy throne to obtain help in time of need. Thou art the God of creation; Thou art the governor and sustainer of all life; Thou, alone are the one by whom kingdoms rise and wane, nations endure or perish. We know that councils may err and have often erred. But we are convinced that when Thine

aid is implored Thou wilt motivate and control our deliberations and actions to keep them from the selfishness that is often the root of all error.

Bless, therefore, this council convened by prayer that it may be empowered with divinely-inspired wisdom—for Thou hast promised, "If any man lack wisdom let him ask God who gives to all men generously and without reproaching and it will be given him." As this council has been selected by Thee through the will of the people—let them therefore reflect that will. Grant them vision to see the right, courage to maintain the right, and the strength to defend it against all criticism. When the way is difficult and the vision obscured, then open their eyes to behold the goal Thou wouldst have them attain. Keep these men from the discord that would hamper the purpose of their meetings. Free them from petty motivations that would frustrate their desires as a council. Let them rise above partisanship that would block their progress. Grant to each man assembled here a divine sense of duty and call so that they, having sought Thee for counsel and guidance may have the assurance that he has done Thy will as he would see it. And from the deliberations of this council this day and every day may there flow such good fruits of righteousness and worth that it may be said of this council and this city—their work is blessed because God is their Lord and master.

All this we would ask in the name of Jesus Christ our Lord. Amen.

The Chair:

Thank you Rev. Simmermon for your very inspiring prayer.

#### PRESENTATIONS

Mr. Jones presented

No. 508. An Ordinance vacating



Fullerton Street from Bedford Avenue to Clark Street, Boone Way from Hazel Street to Clark Street, Townsend Street from Webster Avenue to Clark Street, Conductor Way from Hazel Street to Clark Street, Logan Street from Bedford Avenue to Clark Street, Sachem Way from Hazel Street to Clark Street, Elm Street from Bigelow Boulevard to Hazel Street, Congress Street from Webster Avenue to Epiphany Street, Bustrick Way from Washington Place to Elm Street, Gilmore Way from Hickory Way to Crawford Street, Webster Avenue from Washington Place to Crawford Street, Whitcomb Street from Elm Street to Fullerton Street, Wylie Avenue from a point 143.59 feet west of Washington Place to Street to Fullerton Street, Epiphany Crawford Street, Pasture Street from Elm Street from Washington Place to Fullerton Street, Hazel Street from Shomin Street to Fullerton Street, Washington Place from Epiphany Street to Wylie Avenue, all in the Second and Third Wards of the City of Pittsburgh, and abandoning all existing sewer and water lines located in the said streets, and directing the Pittsburgh Railways Company to remove its tracks from certain streets and to reconstruct tracks upon other streets.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 509. An Ordinance widening Wylie Avenue from Sixth Avenue to Tunnel Street, in the Second Ward, City of Pittsburgh, and establishing or re-establishing the grade thereof.

Also

No. 510. An Ordinance widening Crawford Street from Bedford Avenue to Centre Avenue, in the Third Ward, City of Pittsburgh.

Also

No. 511. An Ordinance opening Washington Place northward to Wylie Avenue and Southward to Epiphany Street, in the Third Ward, City of Pittsburgh.

Which were severally read and referred to the Committee on Public Works.

Also

No. 512. An Ordinance granting unto the Pittsburgh Railways Company,

its successors, lessees and assigns, the right to enter upon and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Counahan presented

No. 513. Resolution authorizing and directing the Director of the Department of Water to grant an extension of sick leave, with pay, not to exceed 45 days, commencing March 20, 1958 to Ralph J. Adams Assistant Division Superintendent, Filtration Division, Department of Water.

Also

No. 514. Resolution authorizing and directing the City Treasurer to accept the sum of \$51.18 in payment of delinquent metered water charges billed the property of Julian K. and Ruth H. Welner, 1552 Beechwood Boulevard, 14th Ward, for the 3rd quarter of 1955.

Which were read and referred to the Committee on Finance.

Also

No. 515. An Ordinance providing for the letting of a contract for the furnishing and delivery of Drills and Taps, for the Division of Distribution, Department of Water, and for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Dinan presented

No. 516. Resolution authorizing the issuing of a warrant in favor of Zole Danko and Margaret Danko, 217 E. Larkspur Street, Munhall, Pa. in the sum of \$419.14 in full settlement of claim against the City of Pittsburgh for personal injuries and damages sustained December 29, 1957, in collision of car with fire truck at Johnston Avenue and Rivermont Drive, and charging same to Code Account No. 46, Judgments.

Also

No. 517. Resolution authorizing the issuing of a warrant in favor of Wong Lem Dep, also known as Howard Ung, 2157 Center Avenue, Pittsburgh 19, Pa., in the sum of \$110.00 in full settlement of claim against the City of Pitts-

burgh for property at 2151 Center Avenue damaged October 22, 1957, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 518. Resolution authorizing the issuing of a warrant in favor of Venry Weiss and George Weiss, 1621 Ballinger Street, Pittsburgh 10, Pa., in the sum of \$268.00 in full settlement of claim against the City of Pittsburgh for injuries sustained by Mrs. Weiss on June 21, 1957, in 1500 block of Ballinger Street, and charging same to Code Account No. 46, Judgments.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 519. Resolution authorizing sale to Philip Frasca, lot on Hartman Street (Undercliff Way), 12th Ward, for the sum of \$200.00.

Also

No. 520. Resolution authorizing sale to Peter LaBash, Jr. and Bernadine LaBash, Jr., his wife, lots on Linnview Avenue, 29th Ward for the sum of \$1,200.00.

Also

No. 521. Resolution authorizing sale to Melrose Construction Company, lots on Queensbury Street, 28th Ward, for the sum of \$750.00.

Also

No. 522. Resolution authorizing sale to Margaret Mulraney, lot on Wolford Street, 19th Ward, for the sum of \$350.00.

Also

No. 523. Resolution authorizing sale to William Robison and Hilda Robison, his wife, parts of lots on Kensington Street, 14th Ward, for the sum of \$500.00.

Also

No. 524. Resolution repealing Resolution No. 594 approved November 18, 1955, authorizing sale to James W. Austin and Mary Elizabeth Austin, his wife, lots on Lemington Avenue 12th Ward, for the sum of \$1,125.00.

Also

No. 525. Resolution repealing

Resolution No. 431, approved August 3, 1955, authorizing sale to Vincent N. Meduko, Jr. and Nick V. Meduko, lots on Fairland Street, 32nd Ward, for the sum of \$750.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones also presented

No. 526. An Ordinance approving the form of redevelopment contract between the Urban Redevelopment Authority of Pittsburgh and the Public Auditorium Authority of Pittsburgh and Allegheny County and making certain findings in relation thereto.

Also

No. 527. An Ordinance approving the preliminary and final plans and specifications for the public auditorium project to be erected by the Public Auditorium Authority of Pittsburgh and Allegheny County in Redevelopment Area No. 3.

Also

No. 528. An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into an Agreement with the Public Auditorium Authority of Pittsburgh and Allegheny County, and with the County of Allegheny, for the making by the City and the County of annual grants from current revenues to the Authority to assist in defraying the costs of bond debt service and rental to be paid by the Authority.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 529. Communication from from the Department of Public Safety requesting permission for the Director, Louis Rosenberg, and Superintendent Stusser, Bureau of Police, to visit the Federal Bureau of Investigation, Washington, D. C. March 27, 1958, for the purpose of learning their records and procedures.

Which was read and referred to the Committee on Finance.

Mr. Rodgers presented.

No. 530. An Ordinance providing for a contract or contracts for the widening and otherwise improving various

street intersections throughout the City and other work incidental thereto, and for the payment of the costs thereof.

Which was read and referred to the Committee on Finance.

Also

No. 531. Petition for Grading, Paving and Curbing of Rosecrest Place, from Rosecrest Drive to approximately 300 feet southwestwardly therefrom at the south line of the Highland View Plan.

Also

No. 532. An Ordinance authorizing and directing the Grading, Paving and Curbing of Rosecrest Place, from Rosecrest Drive to approximately 300 feet southwestwardly therefrom at the south line of the Highland View Plan, and other work incidental thereto, including the construction of house sewer laterals, and including as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 533. Communication from Brotherhood of Painters, Decorators and Paperhangers of America, District Council No. 1, AFL-CIO, advising new wage scale for the period commencing December 1, 1957, to March 31, 1958, and from April 1, 1958 to March 31, 1959.

Also

No. 534. Communication from House Wreckers and Scrap Metal Yard Laborers Local Union No. 178, A. F. of L., protesting against outside firms being given the work of wrecking buildings in the City of Pittsburgh.

Also

No. 535. Communication from Mrs. Viola Peretti requesting exoneration of assessment for the construction of a public sewer on Elbon Street and Neidel Street, 20th Ward.

Also

No. 536. Communication from

the Parent-Teachers Guild of St. Mary Assumption School requesting the stationing of a Policewoman at the intersection of 57th and Butler Streets to protect school children.

Which were severally read and referred to the Committee on Finance.

Also

No. 537. Communication from W. R. Shoup Realty Company requesting that the property of Mr. Versace at 4225-27 Main Street near Liberty Avenue be included in the Light Industrial District under the new Zoning Ordinance.

Also

No. 538. Petition from property owners on Parkwood Road, et al, requesting certain improvements on said street, between Mountain Street and Becks Run Road.

Which were read and referred to the Committee on Public Works.

Also

No. 539. Communication from Rev. C. A. Kane, Pastor, Saint Regis Church, Oakland, requesting the erection of a recreational building on Frazier Field to include a standard size basketball court, shower rooms, and meeting rooms.

Also

No. 540. Petition for change of location of playground on Tropical Avenue, 19th Ward.

Which were read and referred to the Committee on Parks, Recreation and Libraries.

#### REPORTS OF COMMITTEES

Mr. Dinan presented

No. 541. Report of the Committee on Finance for March 19, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 446. An Ordinance entitled, "An Ordinance authorizing the purchase of cast iron water pipe lines and fittings, together with all the necessary appurtenances in Greer Street as laid out in the Wingold Manor Plan of Lots, recorded in Allegheny County Re-

corder of Deeds Office in Plan Book Volume 58, Pages 61 and 62, and situated in the Fifteenth Ward, from Ralph Goldvarg, President of the Windsor Construction Company, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 451. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a viewing platform bandstand and related facilities at Grandview Park, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 460. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of lanterns for the Warehouse, Department of Supplies, and for the payment thereof."

Which was read.

Also

Bill No. 461. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the City Treasurer to enter into an agreement with the Holmes Electric Protective Company of Pittsburgh for the installation of a standard vault detector system and other protective devices for the vault in the office of the City Treasurer, and providing for the payment therefor."

Which was read.

Also

Bill No. 469. An Ordinance entitled, "An Ordinance amending a portion of Section 2 of Ordinance No. 65, approved February 14, 1958, entitled, 'An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Madge E. Kyle and Thomas C. Kyle, her husband, certain property situate in the Twentieth Ward of the City of Pittsburgh, Pennsylvania for park and recreation purposes and providing for the payment of the same.'"

Which was read.

Also

Bill No. 481. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing

and delivery of steel poles for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 486. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the grading, paving and curbing of Chartiers Avenue from Isoline Street to Wind Gap Avenue, and appropriating funds for the payment of the cost thereof."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 468. An Ordinance entitled, "An Ordinance transferring the sum of \$528.10 from Code Account No. 42, Contingent Fund, to Code Account No. 1369, Salaries and Wages, Temporary Employees, Municipal Hospital, Department of Lands and Buildings."

In Committee on Finance, March 19, 1958, bill read and ordered returned to

Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller.

Which was read.

Mr. Dinan moved

That Bill No. 468 be laid on the table pending receipt of certificate of emergency signed by the Mayor and the City Controller relating to same.

Which motion prevailed.

Also

Bill No. 485. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$3,500.00 within code accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works."

In Committee on Finance, March 19, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller.

Which was read.

Mr. Dinan moved

That Bill No. 485 be laid on the table pending receipt of certificate of emergency signed by the Mayor and the City Controller relating to same.

Which motion prevailed.

Also

Bill No. 462. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the following:

Name of Co.:	Commodity	Amount
M. H. Detrick Company, Fire Clay Shapes	-----	\$1,800.00
International Business Machines Co., Ribbons for I.B.M. Machine No. 402	-----	19.05
Malone Plumbing Supply Company, Triple Copper Coil for Lawson No. 730 Triple Coal Heaters	-----	30.67
Watson-Standard Company, Plate Glass for Aspinwall Pumping Station Door	-----	18.97

without previous authority of law."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 467. Resolution authorizing the issuing of a warrant in favor of Bertha Roth, c/o Herbert G. Sheinberg, Esq., 1103 Law & Finance Building, Pittsburgh 19, Pa. in the sum of \$1,250.00 in full settlement of suit against the City of Pittsburgh for personal injuries sustained October 5 1954, at 4731 Stanton Avenue; and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 543. Report of the Committee on Public Safety for March 19, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 483. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of cabinets and files, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 484. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of gas ranges, for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 544. Report of the Committee on Lands, Buildings and Housing for March 19, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 470. Resolution authorizing sale to John W. Bobak and Bertha J. Bobak, his wife, lots on Mifflin Road, 31st Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 471. Resolution authorizing sale to Regis Conlon and Josephine F. Conlon his wife, lots on Greenway Drive, 28th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 472. Resolution repealing Resolution No. 507, approved December 30, 1957, authorizing sale to Joseph J. Cestnik, parts of lots on Duncan Street, 10th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 473. Resolution repealing Resolution No. 152, approved April 26, 1957, authorizing sale to Glenn A. Kirk and Marjorie A. Kirk, his wife, lot on Platt Avenue 19th Ward for the sum of \$600.00.

Which was read.

Also

Bill No. 474. Resolution repealing Resolution No. 554, approved October 26, 1955, authorizing sale to Sidney L. Kramer, lot on Flemington Street, 15th Ward, for the sum of \$250.00.

Which was read.

Also

Bill No. 475. Resolution repealing Resolution No. 614 approved November 22, 1955, authorizing sale to Sidney L. Kramer, lots on Flemington Street, 15th Ward for the sum of \$600.00.

Which was read.

Also

Bill No. 476. Resolution repealing Resolution No. 331 approved June 26, 1956, authorizing sale to Earle Smith and Kathryn Smith, his wife, lot on Apple Avenue 12th Ward for the sum of \$250.00.

Which was read.

Also

Bill No. 477. Resolution repealing Resolution No. 330, approved June 26, 1956, authorizing sale to Earle Smith and Kathryn Smith, his wife, lots on Apple Avenue 12th Ward for the sum of \$500.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

## MOTIONS AND RESOLUTIONS

Mr. Counahan moved

That the President of Council appoint a committee of three to draft the appropriate resolution commending and congratulating the North Catholic High School basketball team in winning the State Catholic Class "A" Basketball Championship.

Which motion prevailed.

And the Chair appointed Messrs. Counahan, Fagan and Olbum to draft the appropriate resolution extending congratulations to the North Catholic High School Basketball Team in winning the State Catholic Class "A" Basketball Championship.

Mr. Fagan:

Mr. President and Members of Council, you know the expectation is always greater than the realization. This, of course, is the case of the St. Casimir High School Basketball Team. At the meeting of Council last week a resolution commending the team for winning the local Catholic Class "B" basketball championship was adopted. And, of course, this team was victorious in the first two basketball games, and went on to the finals. Unfortunately, they were defeated in that final game.

Of course, the world loves a good loser as well as a good winner. I might say that St. Casimir High took the defeat very graciously. After all, it is better to have fought and lost than to have never fought at all; and "he that fights and runs away will live to fight another day."

St. Casimir's will be back for the 1958-59 season. There isn't any doubt about that. They had a lot of sophomores on the team. Next year they will be juniors and the following year these juniors will be seniors. They look forward to a successful season in the next two years.

St. Casimir's was defeated by a good team and a big team—the boys on the winning team averaged six and seven feet in height—so that gives you one good reason why the team lost.

I have a keen interest in St. Casimir's team because Mr. Counahan and I helped select the man (S. Chapman Wright) to make a great coach out of Gus Krop, who was a wonderful basketball player and now a good coach.

St. Casimir's has put the South Side on the map and brought renown not only to that section of the City, but the City as a whole. We are proud of the members who made up this team, their Pastor, Reverend Kazenas, and all others who assisted in perfecting these young men in the game of basketball.

Although St. Casimir's was beaten by a good team, St. Leo's, I am still for St. Casimir's hook, line and sinker.

May I leave this quotation with my good friends, Councilmen Jones and Olbum, that it is better to love what you can't have than to have what you can't love.

Mr. Fagan:

Mr. President, last week a committee, consisting of Messrs. Rodgers, Olbum and myself, was appointed to draft a suitable resolution on the death of Mrs. John M. Phillips.

Your committee at this time desires to present this resolution.

Mr. Fagan presented

No. 545. Whereas, Almighty God, in His infinite wisdom, has removed from our midst one of Pittsburgh's most distinguished citizens; and

Whereas, Mrs. John M. Phillips, during her lifetime, devoted herself to the betterment of her community and to the enrichment of life for all persons of every race and creed, achieving success in every project she undertook, and then moving on to other fields of helpfulness; and

Whereas, Through her philanthropic and charitable deeds she has left behind a monument of good works, in which her family can take pride and for which both the City of Pittsburgh and the Commonwealth of Pennsylvania will be eternally grateful; Therefore, Be It

Resolved, That the Mayor and Members of Council of the City of Pittsburgh express their deep sorrow at the passing of this gracious woman; and Be It Further

Resolved, That this resolution be spread upon the Minutes of Council and that a copy be forwarded to the bereaved members of the family of Mrs. John M. Phillips.

Which was read.

Mr. Fagan moved

The adoption of the resolution by a rising vote and a moment of silence.

Which motion prevailed.

The Chair presented

No. 546. Whereas, The railroad industry, which has served as the backbone of the nation's transportation system in times of war and peace, faces a crisis that threatens to have serious and far-reaching effects on the economy of the United States; and

Whereas, The effects of the railroad's plight has resulted in a steady decline of employment over the past several years, until today there are nearly 5,000 railroad workers, or nearly one-fifth of their forces, unemployed in Allegheny County alone; and

Whereas The railroads have been the second largest user of steel, and the cutbacks in purchases has meant curtailments in the steel industry which is vital to the Pittsburgh area, leading one firm, for example, to announce that it will lay off 300 workers on May 30; and

Whereas, The sound status is a prerequisite to the industrial development and future industrial progress of Pittsburgh, Allegheny County and the Commonwealth of Pennsylvania; Now, Therefore, Be It

Resolved, That the Mayor and City Council of the City of Pittsburgh go on record as commending the purpose of the current hearings before Congress, and urge that every effort be made to re-establish the competitive position and resurgence of the railroads; and Be It Further

Resolved, That copies of this resolution be forwarded to Senator George Smathers, Chairman of the Subcommittee on Surface Transportation of the Senate Interstate and Foreign Commerce Committee, Washington, D. C.; to the members of this committee, and to Senators Joseph S. Clark and Edward Martin and Representatives Herman B. Eberharter, Elmer J. Holland, Robert J. Corbett and James G. Fulton.

Which was read.

Mr. Dinan moved

The adoption of the resolution.



St. Casimir's has put the South Side on the map and brought renown not only to that section of the City, but the City as a whole. We are proud of the members who made up this team, their Pastor, Reverend Kazenas, and all others who assisted in perfecting these young men in the game of basketball.

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Whereas, Mrs. John M. Phillips, during her lifetime, devoted herself to the betterment of her community and to the enrichment of life for all persons of every race and creed, achieving success in every project she undertook, and then moving on to other fields of helpfulness; and

Whereas, Through her philanthropic and charitable deeds she has left behind a monument of good works, in which her family can take pride and for which both the City of Pittsburgh and the Commonwealth of Pennsylvania will be eternally grateful; Therefore, Be It

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Resolved, That this resolution be spread upon the Minutes of Council and that a copy be forwarded to the bereaved members of the family of Mrs. John M. Phillips.

Which was read.

Mr. Fagan moved

The adoption of the resolution by a rising vote and a moment of silence.

Which motion prevailed.

The Chair presented

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Whereas, The effects of the railroad's plight has resulted in a steady decline of employment over the past several years, until today there are nearly 5,000 railroad workers, or nearly one-fifth of their forces, unemployed in Allegheny County alone; and

Whereas The railroads have been the second largest user of steel, and the cutbacks in purchases has meant curtailments in the steel industry which is vital to the Pittsburgh area, leading one firm, for example, to announce that it will lay off 300 workers on May 30; and

Whereas, The sound status is a prerequisite to the industrial development and future industrial progress of Pittsburgh, Allegheny County and the Commonwealth of Pennsylvania; Now, Therefore, Be It

Resolved, That the Mayor and City Council of the City of Pittsburgh go on record as commending the purpose of the current hearings before Congress, and urge that every effort be made to re-establish the competitive position and resurgence of the railroads; and Be It Further

Resolved, That copies of this resolution be forwarded to Senator George Smathers, Chairman of the Subcommittee on Surface Transportation of the Senate Interstate and Foreign Commerce Committee, Washington, D. C.; to the members of this committee, and to Senators Joseph S. Clark and Edward Martin and Representatives Herman B. Eberharter, Elmer J. Holland, Robert J. Corbett and James G. Fulton.

Which was read.

Mr. Dinan moved

The adoption of the resolution.

Which motion prevailed.

Mr. Rodgers presented

No. 547. Communication from the Department of Public Works requesting permission to have emergency work performed in removing fallen rock and debris from East Sycamore Street.

Which was read and referred to the Committee on Finance.

Mr. Jones moved

That the Minutes of Council of Tuesday, March 18, 1958, be approved.

Which motion prevailed.

Mr. Dinan:

Mr. President, I desire to make a motion at this time, that when Council adjourns this meeting, it adjourns out of respect to the memory of the late Frank L. Swaney, a man who devoted his entire life in the service of the City of Pittsburgh. He was eminently associ-

ated with the Council, because he worked in the City Clerk's Office.

Since all of us were honored by being elected to Council, we had an opportunity to become acquainted with Mr. Swaney. He was taken from our midst yesterday morning. He was an excellent employee. He underwent a severe illness for two years, to my knowledge; yet in the face of all this suffering, he reported for work and gave us his all, to be of service to Council and the City of Pittsburgh.

I move that when Council adjourns today, it shall adjourn out of respect to the memory of one of our able City employees, Mr. Frank L. Swaney, and that we stand for a moment in silent prayer.

Which motion prevailed by a rising vote, and a moment of silence.

And,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, March 31, 1958.

No. 13

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 31, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. Howard C. Scharfe, Pastor, Shadyside Presbyterian Church, who will deliver the invocation.

Rev. Howard C. Scharfe, Pastor, Shadyside Presbyterian Church, offered the following prayer:

I will lift up mine eyes unto the hills from whence cometh my help. My help cometh from the Lord who made heaven and earth. We praise Thee for this land of plenty and of opportunity made rich by the responsibilities of leadership. Grant that we may be worthy of it remembering that Thou dost require that we do justly love mercy and walk humbly with Thee.

Bless the President of this nation and those who give him counsel, and may all things done here find favor in Thy sight. As in Thy Name, we pray. Amen.

The Chair:

Thank you Rev. Scharfe for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 548. An Ordinance providing for the payment of the cost of the City's share of the work involved during the improvement, by the Commonwealth of Pennsylvania, of Legislative Route 228, Section 20, Traffic Route 80, (Liberty Avenue) and Stanwix Street at Station 10 + 90 to the intersection of Legislative Route 228 (Liberty Avenue) and Seventh Avenue at Station 29 + 07, approximately 1,817.0' in length.

Also

No. 549. Resolution authorizing the issuing of a warrant in favor of Foundation Associates, Inc., Professional Engineers, in the sum of \$500.00, for services rendered in determining soil conditions for the Foundation of the proposed new Highland Pump Station, and charging same to Code Account No. 1707, Rehabilitation and Reconditioning of Water System, Department of Water.

Also

No. 550. Communication from Department of Water requesting permission to have new water line laid in portion of Fort Pitt Boulevard.

Which were severally read and referred to the Committee on Finance.

Mr. Dinan presented

No. 551. Resolution exonerating City taxes and satisfying liens against

properties acquired by the Urban Redevelopment Authority in the Second and Third Wards, Redevelopment Area No. 3 (Lower Hill District).

Also

No. 552. Resolution authorizing the issuing of a warrant in favor of Girolma Rini, widow, 370 Roup Avenue, Pittsburgh 32, Pa. in the sum of \$125.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Which were read and referred to the Committee on Finance.

Mr. Fagan presented

No. 553. Communication from Department of Lands and Buildings requesting permission to engage services of mechanical engineering firm of Alexander Daubay with reference to heating system of the North Side Carnegie Library.

Which was read and referred to the Committee on Finance.

Also

No. 554. Resolution authorizing sale to Mack W. Campbell, lots on Grotto Street, 12th Ward, for the sum of \$1,500.00.

Also

No. 555. Resolution authorizing sale to Joseph F. Caputo and Clara M. Caputo his wife, lots on Dennisonview Street (Shadyhill Road), 28th Ward, for the sum of \$600.00.

Also

No. 556. Resolution authorizing sale to Wilbert T. Diddle and Mary Olive Diddle, his wife, lots on Frank Street, 15th Ward, for the sum of \$550.00.

Also

No. 557. Resolution authorizing sale to S. Lee Kann, two parcels of land on Dagmar Avenue, 19th Ward, for the sum of \$4,500.00.

Also

No. 558. Resolution repealing Resolution No. 292, approved June 12, 1956, authorizing sale to Ralph Lancelot and Clara Lancelot, his wife, part of lot on Ellis Street, 26th Ward, for the sum of \$500.00.

Also

No. 559. Resolution authorizing sale to Charles F. Sweeney and Philomena S. Sweeney his wife, part of lot on Antietam Street, 10th Ward, for the sum of \$1,000.00.

Also

No. 560. Resolution repealing Resolution No. 469, approved September 25, 1956, authorizing sale to Mernell Gibson, lots on Hillcrest Street, 10th Ward, for the sum of \$1,200.00.

Also

No. 561. Resolution repealing Resolution No. 399 approved July 27, 1956, authorizing sale to Olimus Hatcher and Olimus Hatcher, Jr., lot on Milwaukee Street, 5th Ward, for the sum of \$750.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 562. Communication from Department of City Planning submitting report of John T. Mauro, Coordinator, of his attendance at conference held at Michigan State University on February 23-26, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 563. An Ordinance authorizing an Agreement between the Pittsburgh Railways Company and the City of Pittsburgh providing for the temporary abandonment of the eastern or northbound street railway track on Ninth Street beginning at a point in the westbound track on Liberty Avenue, thence extending in a northwardly direction by curve and tangent along Ninth Street to the Ninth Street Bridge, including connecting curve located at Fort Duquesne Boulevard, and on Anderson Street beginning at the Ninth Street Bridge and extending in a northwardly direction to Canal Street including connecting curve located at General Robinson Street.

Also

No. 564. Petition for vacation of Swope Way, between Alder Street and Ravenna Street.

Also

No. 565. An Ordinance vacating

Swope Way, between Alder Street and a line 98.50 feet northwardly therefrom, abandoning the City sewer and water line on Swope Way, between said terminals, and providing certain terms and conditions.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 566. Resolution approving plans, dated September 16, 1957, prepared by Schell and Deeter, Architects, and numbered P-1, P-2, P-3, P-4, A-1 and A-6, for the underground garage in District "B," Gateway Center submitted by Urban Redevelopment Authority of Pittsburgh.

Which was read and referred to the Committee on Planning and Redevelopment.

Mr. Olbum presented

No. 567. An Ordinance providing for the letting of a contract for the furnishing and delivery of a Milling Machine for the Bureau of Electricity, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 568. Communication from the Department of Public Works requesting permission to have extra work performed on the contract for the grading, paving and curbing of Chartiers Avenue, from Jeffers Street to Isoline Street.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 569. Communication from Harry W. Kamin, Esq., on behalf of the Southcrest Heights, Inc., requesting abatement of penalty and interest on assessment against three lots in the Pioneer Village Plan of Lots, 19th Ward, for the grading, paving and curbing and sewerage of a street in said Plan.

Also

No. 570. Communication from Lawrence N. Ravich, Esq., offering compromise settlement of delinquent water

charges against property of the Apostolic Faith Church of Christ of Pittsburgh situate at 62 Roberts Street for the period from February 1952 to December 31, 1954.

Also

No. 571. Communication from the Allegheny County Sanitary Authority submitting copy of annual report for the year 1957.

Which were severally read and referred to the Committee on Finance.

Also

No. 572. Petition for the repair, improvement or replacement of steps leading from the foot of Ames Street to Scribner Street, 26th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 573. Communication from Leonard M. Mendelson, Esq., on behalf of the Department of Highways of the Commonwealth of Pennsylvania, requesting the passage of an ordinance for the vacation of a portion of Second Avenue, from South Tenth Street to Brady Street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 574. Petition for parking of vehicles in the 2300 and 2400 blocks of Fifth Avenue, between the hours of 8:00 A. M. and 4:00 P. M.

Which was read and referred to the Committee on Public Safety.

#### UNFINISHED BUSINESS

The Chair took up

Bill No. 468. An Ordinance entitled, "An Ordinance transferring the sum of \$528.10 from Code Account No. 42, Contingent Fund, to Code Account No. 1369, Salaries and Wages, Temporary Employees, Municipal Hospital, Department of Lands and Buildings."

In Council, March 24, 1958, bill read and laid on the table pending receipt of certificate of emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 575.

CITY OF PITTSBURGH  
CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P.L. 20, as amended by the Act of May 31, 1911, P.L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, The Director of the Department of Lands and Buildings in letters addressed to the Mayor and City Controller under date of March 14, 1958, has stated that an emergency has arisen in the Department of Lands and Buildings requiring the transfer of funds to enable the department to meet the payroll for the fourth quarter of 1957, emergency overtime, in Code Account No. 1369, Municipal Hospital, Department of Lands and Buildings; and

Whereas, This Overtime Ordinance was not approved in time to pay these employees out of 1957 funds. This amount should have been included in the 1958 Carry-over Ordinance, but due to an oversight was omitted. It is now necessary to provide funds to pay these employees who performed overtime service in emergencies in the Municipal Hospital for the period from October 1, 1957 to December 31, 1957; and

Whereas, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh and EDWARD R. FREY Controller of the City of Pittsburgh, do certify to the Council of the City of Pittsburgh, the existence of an emergency requiring a transfer totalling \$528.10 to enable the Department of Lands and Buildings to meet the emergency overtime payroll for the period from October 1, 1957 to December 31, 1957, which is to be transferred as follows:

From Code Acct. No.	Amount
42, Contingent Fund	-----\$528.10

To Code Account No.

1369, Salaries and Wages, Temporary Employees, Municipal Hospital, Department of Lands and Buildings--\$528.10

DAVID L. LAWRENCE,  
Mayor

EDWARD R. FREY  
City Controller

Dated March 18, 1958.

Which was read, received and filed.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:--

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 485. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$3,500.00 within code accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works."

In Council, March 24, 1958, bill read and laid on the table pending receipt of certificate of emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 576.

CITY OF PITTSBURGH  
CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P.L. 20, as amended by the Act of May 31, 1911, P.L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, the Director of the Department of Public Works, in letters addressed to the Mayor and the City Controller under date of March 12, 1958, has stated that because of the extreme cold weather during January and February it was necessary to call out laborers to perform extra duties of removing snow and spreading cinders and salt on icy streets, and in order to compensate the laborers for this extra work an additional sum of \$3,500.00 will be required to meet the March 31, 1958, payroll; and

Whereas, such appears to be a good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council the existence of an emergency requiring the transfer of the sum of \$3,500.00 to Code Account No. 1650, Wages Temporary Employees, Bureau of Laborers, Bureau of Bridges, Highways and Sewers, Department of Public Works for the purpose hereinbefore set forth.

DAVID L. LAWRENCE  
Mayor

EDWARD R. FREY  
City Controller

Dated March 18, 1958.

Which was read, received and filed.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Dinan presented

No. 577. Report of the Committee on Finance for March 25, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 526. An Ordinance entitled, "An Ordinance approving the form of redevelopment contract between the Urban Redevelopment Authority of Pittsburgh and the Public Auditorium Authority of Pittsburgh and Allegheny County and making certain findings in relation thereto."

Which was read.

Also

Bill No. 527. An Ordinance entitled, "An Ordinance approving the preliminary and final plans and specifications for the public auditorium project to be erected by the Public Auditorium Authority of Pittsburgh and Allegheny County in Redevelopment Area No. 3."

Which was read.

Also

Bill No. 528. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into an agreement with the Public Auditorium Authority of Pittsburgh and Allegheny County, and with the County of Allegheny, for the making by

the City and the County of annual grants from current revenues to the Authority to assist in defraying the costs of bond debt service and rental to be paid by the Authority."

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 530. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the widening and otherwise improving various street intersections throughout the City and other work incidental thereto, and for the payment of the costs thereof."

In Committee on Finance, March 25, 1958, bill read and amended in Section 1 by adding at the end thereof the words "Bond Fund No. 191, General Public Improvement Bonds 1956," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dinan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council, was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 513. Resolution authorizing and directing the Director of the Department of Water to grant an extension of sick leave, with pay, not to exceed 45 days, commencing March 20, 1958, to Ralph J. Adams, Assistant Division Superintendent Filtration Division, Department of Water.

Which was read.

Also

Bill No. 514. Resolution authorizing and directing the City Treasurer to accept the sum of \$51.18 in payment of delinquent metered water charges billed the property of Julian K. and Ruth H. Weiner, 1552 Beechwood Boulevard, 14th Ward, for the 3rd quarter of 1955.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:



Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 516. Resolution authorizing the issuing of a warrant in favor of Zole Danko and Margaret Danko, 217 E. Larkspur Street, Munhall, Pa., in the sum of \$419.14 in full settlement of claim against the City of Pittsburgh for personal injuries and damages sustained December 29 1957, in collision of car with fire truck at Johnston Avenue and Rivermont Drive, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 517. Resolution authorizing the issuing of a warrant in favor of Wong Lem Dep, also known as Howard Ung, 2157 Center Avenue, Pittsburgh 19, Pa., in the sum of \$110.00 in full settlement of claim against the City of Pittsburgh for property at 2151 Center Avenue damaged October 22 1957, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 518. Resolution authorizing the issuing of a warrant in favor of Venry Weiss and George Weiss, 1621 Ballinger Street, Pittsburgh 10, Pa., in the sum of \$268.00 in full settlement of claim against the City of Pittsburgh for injuries sustained by Mrs. Weiss on June 21, 1957, in 1500 block of Ballinger Street, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and

third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Jones presented

No. 578. Report of the Committee on Public Service and Surveys for March 25, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 512. An Ordinance entitled, "An Ordinance granting unto the Pittsburgh Railways Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided."

Which was read.

Mr. Jones moved

That Bill No. 512 be laid on the table.

Which motion prevailed.

Mr. Counahan presented

No. 579. Report of the Committee on Filtration and Water for March 25, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 515. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of drills and taps, for the Division of Distribution, Department of Water, and for the payment thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 580. Report of the Committee on Lands, Buildings and Housing for March 25, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 519. Resolution authorizing sale to Philip Frasca, lot on Hartman Street (Undercliff Way), 12th Ward, for the sum of \$200.00.

Which was read.

Also

Bill No. 520. Resolution authorizing sale to Peter LaBash, Jr., and Bernadine LaBash, Jr., his wife, lots on Linnview Avenue 29th Ward for the sum of \$1,200.00.

Which was read.

Also

Bill No. 521. Resolution authorizing sale to Melrose Construction Company lots on Queensbury Street, 28th Ward, for the sum of \$750.00.

Which was read.

Also

Bill No. 522. Resolution authorizing sale to Margaret Mulraney, lot on Wolford Street, 19th Ward, for the sum of \$350.00.

Which was read.

Also

Bill No. 523. Resolution authorizing sale to William Robison and Hilda Robison, his wife, parts of lots on Kensington Street, 14th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 524. Resolution repealing Resolution No. 594 approved November 16, 1955, authorizing sale to James W. Austin and Mary Elizabeth Austin, his wife, lots on Lemington Avenue, 12th Ward, for the sum of \$1,125.00.

Which was read.

Also

Bill No. 525. Resolution repealing Resolution No. 431 approved August 3, 1955, authorizing sale to Vincent N. Meduko, Jr., and Nick V. Meduko lots on Fairland Street 32nd Ward for the sum of \$750.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Counahan:

Mr. President, last week a committee, consisting of Messrs. Fagan, Olbum and myself, was appointed to prepare a suitable resolution congratulating North Catholic High School in winning the State Catholic Class "A" Basketball Championship. Your committee has performed this task and as Chairman of

the committee, I am pleased to submit herewith the proper resolution.

Mr. Counahan presented

No. 581. Whereas, North Catholic High School on March 22, 1958, at Hershey, Pennsylvania by defeating Bishop McDevitt High School of Harrisburg, won its first State Catholic Class "A" Basketball Championship in eleven years; and

Whereas, This outstanding feat is a tribute to the capable and expert coaching of their mentor, Don Graham, and to the splendid team play of all the members of North Catholic High School; and

Whereas, This team by its fine play has brought renown not only to the City of Pittsburgh, but also to the Commonwealth of Pennsylvania; Therefore, Be It

Resolved, That the Mayor and the members of Council extend their congratulations and best wishes to the members of North Catholic High School and its capable coach in winning the State Catholic Class "A" Basketball Championship.

Which was read.

Mr. Counahan moved

The adoption of the resolution.  
Which motion prevailed.

The Chair presented

No. 582. Whereas, The freedom to worship God is one of the basic desires which led to the founding of this country; and

Whereas, Good Friday is a deeply significant day for all of the Christian World; and

Whereas, Many of our citizens desire to recognize Good Friday with personal and community devotions and to intensify the solemnity of our observance of this solemn occasion on the Christian Calendar; and

Whereas, Worshipful observance of this day and spiritual rededication on this day can do much to strengthen us as a nation, as we strive to face up to the tasks that confront us as a leader in this modern world; Now, Therefore, Be It

Resolved, That the Mayor and City Council request the citizens of Pittsburgh to make possible the maximum opportunity for observance of this holy

anniversary on Friday, April 4, 1958, between the hours of 12:00 Noon and 3:00 P. M.

Which was read.

Mr. Dinan moved

The adoption of the resolution.  
Which motion prevailed.

Mr. Dinan:

Mr. President, in line with the adoption of that resolution, I want to wish my colleagues in Council, the employees of the City Clerk's office, and all the citizens of Pittsburgh a happy and blessed Easter and Passover.

I am going to offer a motion that we recess this meeting of Council until 2:30 tomorrow afternoon. Before I do that, I would like to adjourn this meeting tomorrow afternoon out of respect to two gentlemen who the Lord has laid his hands on heavily this week. Although neither of them were native Pittsburghers, one Charles E. Kenworthy, was a former Superior Court Judge, who six or seven years ago, came here to take up the practice of law in Pittsburgh. His short stay of six or seven years in Pittsburgh was a very, very active one. He was active in many worthwhile community activities and one of my friends, and I include him as a friend of Council. The same is true of the Secretary of the Commonwealth of Pennsylvania, James A. Finnegan. I will offer this as a motion that we adjourn the meeting tomorrow rather than today out of respect to these two fine Americans, and ask that we stand at that time in silent prayer in memory of these two men.

Mr. Dinan:

Mr. President, a week ago I rose to suggest that Council adjourn in memory of one of the employees of the City Clerk's office. I failed to ask the Chair to appoint a committee to draw up a suitable resolution. I now ask the Chair to appoint such a committee.

The Chair:

The Chair appoints Mr. Dinan, Mr. Olbum and Mr. Jones as members of the committee to draft the proper resolution on the death of Mr. Swaney.

Mr. Fagan moved

That the following members be

excused for absence from Council and committee meetings:

Mrs. D'Ascenzo on March 18 and 19, 1958.

Mr. Dinan on March 3 and 4, 1958.

Mr. Olbum on March 3, 1958.

Mr. Weir on March 3 and 18, 1958.

Mr. Gallagher (Pres't) on March 3, 4, 10, 11 and 18, 1958.

Which motion prevailed.

Mr. Olbum:

Mr. President, I rise to make a brief comment regarding two incidents which occurred on successive days this past week, about which, I am sure, you all read in the newspapers. On two successive days the lives of two babies were saved by very prompt and efficient life-saving action on the part of two patrolmen from the Bureau of Police, assigned to ambulance No. 9-A, working out of the Mt. Washington station. The newspapers acclaimed rather elaborately James F. Brown and Arthur C. Parris.

The two successive days were very similar. In one of these incidents, a five-week-old baby was involved. Her breathing had become difficult because mucous had accumulated in the throat of the baby. Lieutenant Brown, who operated the resuscitator, when he saw that the Red Cross Live Saving Course could not be applied, actually sucked the mucous from the mouth of the baby with his own mouth, and kept this child alive until the hospital was reached. A remarkable piece of quick thinking which indicates the kind of men we have in the Bureau of Police, and the resourcefulness they are able to bring to bear on a particular situation when it is required.

We don't read about these incidents in the newspapers very often, but if you will follow the "Letters to the Editor" columns you will notice that hardly a week goes by without some mention of the Police Department because of the life-saving work which has been performed by its members; police saving the life of a baby, many cases the life of an adult.

I can recall, when I was Director, the lives of two adults in one family were saved at different times of the day by the prompt application of oxygen to two different individuals in that family.

As I said before, many of these people are very, very grateful and express themselves in letters to the editors. Many do not care to write letters to the newspapers. They write to the Mayor of Pittsburgh and the Director of the Department of Safety. Many letters of this tender come across the desk year in and year out, as I have had occasion to see. It is a tribute to men of the Police Department that we have men of the stature of James F. Brown and Arthur C. Parris who are always available, and in many instances render services above and beyond the call of duty.

These two incidents are simply typical of the kind of service that is rendered by the patrolmen and other personnel in this City week in and week out and year in and year out.

We occasionally read that a member of the Police Department finds himself in some difficulty. We should remind ourselves that this kind of incident is much more numerous than the kind of incident where the member of the Bureau of Police gets himself involved in some difficulty. I think this juxtaposition coming as they did on successive days, merits official recognition of this body. I know that my colleagues in Council share the pride and satisfaction which all of us have in the kind of work that was illustrated in these two instances and the life-saving work which is rendered by these men every day throughout the year. Despite the fact that accidents of all sorts happen all hours of the day, it is reassuring to know we have in the Bureau of Police those who are able, in a very short time, to reach a party to render that life-saving assistance these men have given in many instances.

You have all read the stories of the number of babies that have been born in police cars, literally dozens and dozens of them. We have been very fortunate. We have not lost a baby yet. We don't like to press our luck. We certainly do not suggest that expectant mothers wait so that their babies will be born in the police cars. These policemen have been trained through the Red Cross and the County Health Department in what to do in these emergencies. Members of the Police Department have actually delivered babies in these instances. They got the mothers and children to the

hospital, so no untoward incidents have occurred.

I say again it should be a cause of many reassurances in this City that we have men like this; dedicated to the preservation of life, who are trained to know what to do when an emergency arises; to have the skill and resourcefulness to use, as the one in this case, when the occasion demands.

I am sure you will take official recognition as applied to these two patrolmen this past week.

Mr. Jones:

I think it has merit. We have situations where we have provided in the budget for outstanding achievements of this nature. They can be rewarded by meritorious appointments. If we can recognize a basketball team and praise them, I think our own employees, by the same token, should have it in the same form. I am willing to compromise on a letter that we can all sign. I think it would be appropriate for the Chair to appoint a committee.

The Chair:

The Chair appoints Mr. Fagan, Mr. Jones and Mr. Olbum as members of the committee to draft the proper resolution.

Mr. Weir:

I thought that perhaps as a member of the Parking Authority, Council's representative, so to speak on the Parking Authority, that it might be appropriate at this time for me to refer to another matter that has aroused considerable interest in Pittsburgh. At the moment I am referring to an article in the April issue of Fortune magazine by Miss Jane Jacobs. This morning's Post-Gazette had a well-reasoned, sensible editorial in regards to it, which I think we could all subscribe to in general. However, this afternoon Mr. Jones and most of you will be going to the tunnel breakthrough; a significant event in the total redevelopment of the City. Afterwards, you will be going to a cocktail party in relation to it. I regret that I will not be able to be with you there. I am quite sure that at this cocktail party you will probably be asked what you think of Miss Jacobs' view and particularly as reflexed on the City of Pittsburgh.

Of course, I think her article was intended to be deliberately provocative. Writers like to be a little on the spectacular side in order to have their articles recognized nationally and spontaneously as her has been recognized. I am sure she is well informed on the subject. She knowingly glosses over the fact that we are dealing with redevelopment in commercial areas where there are no people living at all; that you can not get needed assistance from the Federal Government and State Government because those funds are available only if you are replacing substandard housing. That is the biggest, single defect, as I see it, in her reasoning. In other words, cities do not have the same opportunity to enter directly or indirectly into commercial redevelopment or rebuilding of the business district in areas where people live for that major reason.

Nevertheless, this very clever girl has some good idea. Just because she may be wrong in some things, it is no reason to ignore completely what she has to say. One thing that she points out rather well, I think she points it up indirectly it up indirectly, you have to be very careful that you do not let highway engineers make your roads so good in getting people in and out of town and getting people through town that you have no town left for them to want to come in and out of, and do anything except to get through. When we consider the Boulevard of the Allies, we can all see what that did to a certain part of the City. Maybe we are lucky we were never able to widen Oliver Avenue.

We have not been entirely oblivious, however, to one of the principle ideas of Miss Jacobs; that you have to preserve the commercial aspect of a neighborhood; that you have to try as best you can to keep in it that life that comes from a lot of commercial activity being reasonably close together; that thing that used to make every little town in Pennsylvania so interesting on a Saturday night before the automobile age when you parked downtown and there was a crowd of other people shopping and looking around; every time you turned you saw a more interesting window to look into.

I wanted to say to you that when you are questioned by these people at this

cocktail party, that you can say to them, at least the parking authority has never forgotten that important fact. Also, where the situation has existed, it has seemed desirable to have stores in the garages so there would not be those long empty spaces. We have put in stores. Some people have the mistaken notion that it is done for the economic consideration. That is not so. It is done purely and simply to preserve the commercial aspect of the downtown shopping areas. In the garages, which will shortly be built, partly on Sixth Street that same idea is being carried out in what I think will be a rather attractive way. It has been necessary to vacate and close a portion of Mentar Way which runs from Penn Avenue and Fort Duquesne Boulevard. Mentar Way is being turned around and out into Sixth Street in order to afford ingress and egress to other people otherwise shut off. This garage is designed with an arcade, both on Sixth Street and New Mentar Way, with shops in the arcade. This being in a small way, a little touch of the sort of things that Miss Jacobs argues for in the downtown areas. Nothing like the great arcadia shopping center of Amsterdam.

I thought I would mention it, knowing how you will be deluged at this party. Every time you take a cocktail somebody is going to confront you with the question of what you think about this article, and I cannot be there to stand by your side to defend you.

Mr. Dinan moved

That Council recess until Tuesday, April 1, 1958, at 2:30 o'clock, P.M.

Which motion prevailed.

And

Council recessed.

Pittsburgh, Pa.,

Tuesday, April 1, 1958.

And the hour of 2:30 o'clock, P.M., having arrived and the time of the recess having expired, there were present:

Mr. Counahan	Mr. Fagan
Mrs. D'Ascenzo	Mr. Jones
Mr. Dinan	Mr. Olbum

Mr. Rodgers  
Mr. Weir

Mr. Gallagher  
(Pres't)

Mr. Dinan presented

No. 583. Report of the Committee on Finance for Tuesday, April 1, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Mr. Dinan moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Also

Bill No. 457. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of One Hundred Seventy-five Thousand and 00/100 (\$175,000.00) Dollars to Code Account No. \_\_\_\_\_, Surplus Food, Department of Supplies, Salaries and Wages, Temporary Employees and Expenses, for the handling, warehousing, packaging, transporting and delivering of surplus foods and other services related thereto, for and in behalf of the City of Pittsburgh."

In Committee on Finance, April 1, 1958, bill read and amended in Section 1 and in the title by inserting before the words "Surplus Food" the words "No. 1140, Federal," and as amended ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 584.

#### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P.L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, the Director of the Department of Supplies, in a letter dated March 7, 1958, addressed to the Mayor and to the City Controller, has stated that Federal surplus food commodities donated by the United States Department of Agriculture to the Commonwealth of Pennsylvania for distribution to eligible, needy persons in the Commonwealth, will be available; and

Whereas, the present industrial recession has caused widespread unemployment in the City of Pittsburgh, making it necessary for the City of Pittsburgh to participate in the distribution of Federal surplus food commodities to needy persons within the City; and

Whereas, in order to fully participate in the distribution of the City Federal surplus food commodities, it is necessary for the City to assume and pay the expense of handling, warehousing, packaging, transporting and delivering the surplus food, and other services related thereto, within the City of Pittsburgh, and the entering into of a contract or contracts for the said purposes, and for the employment of the following additional personnel in the Department of Supplies:

One (1) Supervisor \$5,500.00 per annum  
One (1) Assistant Supervisor-----  
-----\$4,500.00 per annum  
Clerk Investigators, as needed-----  
-----\$4,200.00 per annum  
Stenographer-Clerks, as needed -----  
-----\$3,600.00 per annum

Whereas, in order to meet the aforesaid additional obligations, an appropriation of ONE HUNDRED SEVENTY-FIVE THOUSAND AND 00/100 (\$175,000.00) DOLLARS to Code Account No. -----, Department of Supplies, is necessary for the balance of the current year; and

Whereas, such appears to be a good and sufficient reason to impel the certification of an emergency.

Now, Therefore, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the appropriation of the sum of \$175,000.00 to Code Account No. -----, De-

partment of Supplies, for the purposes hereinbefore set forth.

DAVID L. LAWRENCE

Mayor

EDWARD R. FREY

City Controller

Dated: March 7, 1958.

Which was read, received and filed.

Mr. Dinan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Dinan:

Mr. President, by passing this ordinance providing for the distribution of surplus food to needy Pittsburgh families, City Council is recognizing the severity of the economic conditions which presently exist here in the Pittsburgh area.

Obviously, the surplus food which is made available by the Federal Government is limited, both in selection and in quantity, but I am hopeful it can help in this pressing period of economic decline.

Actually, the distribution of this food could best be handled by the Federal Government itself, under a food-stamp plan. I understand that Congress is now considering legislation which would provide for such distribution. Until some such arrangement can be worked out, however, I believe that Pittsburgh and other local communities must take action, despite the fiscal difficulties which all local governments now face.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 458. An Ordinance entitled, "An Ordinance supplementing Ordinance No. 491, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 30, 1957, Department of Supplies."

In Committee on Finance, April 1, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller.

Which was read.

(See Bill No. 584, being the certificate of emergency signed by the Mayor and the City Controller relating to this matter).

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 459. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the handling, warehousing, packaging, transporting and delivering of surplus food, and other services related thereto, Department of Supplies, the payment of the costs thereof not to exceed One Hundred Thirty Thousand and 00/100 (\$130,000.00) Dollars."

In Committee on Finance, April 1, 1958, bill read and amended in Section 1 by inserting before the words "Surplus Food" the words "No. 1140, Federal," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dinan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:



Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

And the Council adjourned out of respect to the memory of James A. Finne-

gan, Secretary of the Commonwealth of Pennsylvania, and Charles E. Kenworthy, prominent attorney of Pittsburgh and former Judge of the Superior Court of Pennsylvania, with a moment of silent prayer, in accordance with motion adopted at the meeting of Council on Monday, March 31, 1958.

Which motion prevailed by rising vote and a moment of silence.

And

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, April 7, 1958.

No. 14

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 7, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. John Fey, Pastor, Faith Lutheran Church, who will deliver the invocation.

Rev. John Fey, Pastor, Faith Lutheran Church, offered the following prayer:

Our beginning be in the name of the Triune God, Father, Son and Holy Ghost.

O Almighty and Eternal God, all honor and praise be to Thee, who through the death of Thy only begotten Son has destroyed sin and death, and by His rising to life again restored innocence and everlasting life, that we, being delivered from the power of the devil might live under Thee in Thy kingdom. We beseech Thee

to grant that we may evermore be comforted by true faith in the resurrection of Thy dear Son. Do Thou also, by the operations of Thy quickening Spirit fulfill Thy work in us, that we live no more unto ourselves, but that Thou livest in us by Thy divine power, making us perfect in every good work to do Thy will, and working in us that which is well-pleasing in Thy Sight. Do Thou of Thine infinite goodness direct the hearts of all who bear authority, help them with power of Thy Holy Spirit to make laws in accordance with Thy will, and for the advancement of righteousness. Protect them from the snares of the enemy and the deceits of the world. Let no pride of power betray them into rejection of Thy commandments; and grant that all our executives and officials and our whole people may with one mind serve Thee. Grant, O Lord, that we may love our city with a holy love, being turned aside by no wickedness in high or low places, but with steadfastness of purpose and unremitting zeal, labor together with all who love righteousness, to purify and cleanse, to enlighten and inspire; that our city may do justly love, kindness and walk humbly with Thee; grant peace unto our land and peace unto our souls and preserve the joy and gladness of Easter continually in our hearts. O Thou God of peace, who hast brought again from the dead our Lord Jesus, the great Shepherd of the sheep, through the blood of the everlasting covenant, draw our souls and bodies at the last perfectly to Thee, that we may live with Thee and praise Thee, world without end.

The grace of Our Lord, Jesus Christ in the love of God, the Father, and the Fellowship of the Holy Spirit be and abide with us all. Amen.

The Chair:

Thank you Rev. Fey for your very inspiring prayer.

## PRESENTATIONS

### Mr. Counahan presented

No. 585. An Ordinance appropriating and setting aside the sum of Eighty-Five Thousand (\$85,000.00) Dollars from Bond Fund No. 190, General Public Improvement Bonds, 1955, for payment of cost of engineering and other necessary expenses in connection with the general public improvements to be carried out by the Department of Water.

Also

No. 586. An Ordinance providing for a contract or contracts for excavation, grouting, foundations and appurtenances for a Two Million gallon elevated water storage tank on Garfield Heights, at the corner of Fannell and Cornwall Streets, and demolition and removal of the existing buildings, now on the site of the proposed work, Department of Water, and for the payment of the cost thereof.

Also

No. 587. Resolution authorizing and directing the City Treasurer to accept the sum of \$175.00 in settlement of metered water charges billed the property of Mabel Robinson et al, 62 Roberts Street, 3rd Ward, for the 2nd, 3rd and 4th quarters of the year 1952, the 2nd, 3rd and 4th quarters of the year 1953, and for the years 1954 to 1957, inclusive, and the 1st quarter of the year 1958.

Which were severally read and referred to the Committee on Finance.

### Mrs. D'Ascenzo presented

No. 588. An Ordinance authorizing the issuance of a warrant in favor of the H. C. Armstrong Company in the amount of \$58.00 for services rendered for the benefit of the City of Pittsburgh without previous authority of law.

Which was read and referred to the Committee on Finance.

### Mr. Dinan presented

No. 589. Communication from J. B. Sullivan, Jr., Director, Civil Defense, requesting permission to attend meeting in Harrisburg, Pa., Thursday, April 10, 1958, to discuss survival plans for Pennsylvania and plans for the nation-wide alert to be held in May, 1958.

Which was read and referred to the Committee on Finance.

### Mr. Fagan presented

No. 590. Resolution authorizing sale to Paul A. Abel and Shirley C. Abel, his wife, lot on Uptegraff Street, 14th Ward, for the sum of \$100.00.

Also

No. 591. Resolution authorizing sale to Paul F. Boley and Mary L. Boley, his wife, lots on Vare Street, 28th Ward, for the sum of \$600.00.

Also

No. 592. Resolution authorizing sale to Wilbert T. Diddle and Mary Olive Diddle, his wife, parts of lots on Gladstone Street, 15th Ward, for the sum of \$1,500.00.

Also

No. 593. Resolution authorizing sale to Ira Hurwick, lot on Kimmount Street, 28th Ward, for the sum of \$400.00.

Also

No. 594. Resolution authorizing sale to Joseph Kravec, lots on Chelton Avenue, Creedmoor Avenue and Rockford Avenue, 19th Ward, for the sum of \$9,000.00.

Also

No. 595. Resolution authorizing sale to Samuel J. Nassan and Martha Nassan, his wife, lot on Orpwood Street, 4th Ward, for the sum of \$300.00.

Also

No. 596. Resolution authorizing sale to Willie J. Suttles and Lela M. Suttles, his wife, lot on Lincoln Avenue, 12th Ward, for the sum of \$900.00.

Also

No. 597. Resolution authorizing sale to Edwin H. Wiemer, part of lot on Simms Street, 19th Ward, for the sum of \$800.00.

Also

No. 598. Resolution authorizing sale to W.I.L.C., Inc., lot on Cemetery Avenue, 25th Ward, for the sum of \$200.00.

Also

No. 599. Resolution repealing Resolution No. 558, approved November 19, 1958, authorizing sale to Joseph C. Staley and Martha Staley, his wife, part

of lot on Leavitt Street, 19th Ward, for the sum of \$300.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 600. Communication from the Department of City Planning submitting report of Max Nurnberg, Research Analyst, of his attendance at the Fifth Annual Mid-West Conference on Metropolitan Growth, Chicago, Illinois, March 15, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 601. An Ordinance vacating Althelm Street from the easterly line of Mainland Street to the westerly line of the Summer Hill Plan; Arens Street from Zurich Street to Duro Way; Arens Street and Arens Way from Langsdale Street to Althelm Street; Chicago Street from Mainland Street to the extension of the westerly line of Lot No. 1 in the William Hazlett Plan; Duro Way from the easterly line of Mainland Street to a line 80.0 feet west of Arens Street; Gilchrist Street and Gilchrist Way from Essen Street to Duro Way; Hazlett Street from Arens Street to Mainland Street; Hazlett Street from Mainland Street to Banks Street; Irenee Street from Althelm Street to the southerly terminus; Lamar Street from Gilchrist Street and Gilchrist Way to a line 173.40 feet easterly from the easterly line of Gilchrist Way; Lamar Street from Williams Road to its terminus at the line of Reserve Township; Langsdale Street from the westerly line of Arens Street to the easterly line of Newview Street; Mainland Street from the southerly line of Duro Way to the extension of the easterly line of Lot No. 65 in the William Hazlett Plan; Mainland Street from the extension of the easterly line of Lot No. 64 in the William Hazlett Plan to the Northerly line of Althelm Street; Moschell Street from Essen Street to Maguire Street; Newview Street from the southerly line of Langsdale Street to Mainland Street; Ode Street from Mainland Street to Irenee Street; Penfort Street from Elmerton Street to Newview Street; Stadt Street from Mainland Street to the west line of the Summer Hill Plan; Swindell Street from Gilchrist

Street to its easterly terminus; Unnamed 25-foot Street from Moschell Street to Maguire Street; Zurich Street from Arens Street to Mainland Street.

Also

No. 602. An Ordinance authorizing an Agreement between the Pittsburgh Railways Company and the City of Pittsburgh providing for the temporary abandonment of the western or southbound street railway track and appurtenance, on Seventh Street beginning at Penn Avenue and extending in a northwardly direction to the Seventh Street Bridge, including connecting curve located at Penn Avenue and connecting curve located at Fort Duquesne Boulevard and on Sandusky Street beginning at the Seventh Street Bridge and extending in a northwardly direction to General Robinson Street.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Olbum presented

No. 603. An Ordinance repealing Ordinance No. 460, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Fire Alarm and Police Boxes for the Bureau of Electricity, Department of Public Safety, and for the payment thereof," approved December 2, 1952.

Which was read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 604. An Ordinance authorizing and directing the construction of a public sewer on Sophia Street and Leister Street to the existing sewer on Leister Street, with a branch sewer on Frontier Street, 24th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also.

No. 605. Communication from the Department of Public Works returning petition for the grading, paving and curbing of Dellaglen Avenue, from McElhinny Avenue to Muldowney Avenue.

Which were read and referred to the Committee on Public Works.

**The Chair presented**

No. 606. Communication from Wiley A. Bucey, Jr., Esq., offering, on behalf of his clients, to dedicate parcels of land for the extension of Ingomar Avenue, 19th Ward.

Which was read and referred to the Committee on Public Works.

**Also**

No. 607. Petition for establishment of a playground in the Tropical Avenue district, Beechview, 19th Ward.

**Also**

No. 608. Communication from Edwin Frankowski, Chairman of Recreation Committee, Beechview Community Council, relative to the location of the playground in the Tropical Avenue District, 19th Ward.

Which were read and referred to the Committee on Parks, Recreation and Libraries.

**REPORTS OF COMMITTEES**

**Mr. Dinan presented**

No. 609. Report of the Committee on Finance for April 1, 1958, transmitting an ordinance and sundry resolutions to Council.

Which was read.

Also, with an affirmative recommendation,

Bill No. 548. An Ordinance entitled, "An Ordinance providing for the payment of the cost of the City's share of the work involved during the improvement, by the Commonwealth of Pennsylvania, of Legislative Route 228, Section 20, Traffic Route 80 (Liberty Avenue) and Stanwix Street at Station 10+90 to the intersection of Legislative Route 228 (Liberty Avenue) and Seventh Avenue at Station 29+07, approximately 1,817.0' in length."

Which was read.

**Mr. Dinan moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

**Ayes:—**

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Also**

Bill No. 551. Resolution exonerating City taxes and satisfying liens against properties acquired by the Urban Redevelopment Authority in the Second and Third Wards, Redevelopment Area No. 3 (Lower Hill District).

Which was read.

**Mr. Dinan moved**

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

**Ayes:—**

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

**Also**

Bill No. 549. Resolution authorizing the issuing of a warrant in favor of Foundation Associates, Inc., Professional Engineers, in the sum of \$500.00 for services rendered in determining soil conditions for the foundation of the proposed new Highland Pump Station, and charging same to Code Account No. 1707,

Rehabilitation and Reconditioning of Water System, Department of Water.

Which was read.

Also

Bill No. 552. Resolution authorizing the issuing of a warrant in favor of Girolma Rini, widow, 370 Roup Avenue, Pittsburgh 32, Pa., in the sum of \$125.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots; and charging same to Code Account No. 46. Judgments.

Which was read.

Mr. Dinan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 610. Report of the Committee on Public Works for April 1, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 374. An Ordinance entitled, "An Ordinance accepting the dedication of property for the widening of Brinwood Avenue, in the Twenty-ninth Ward of the City of Pittsburgh, from the dividing line between Lots Nos. 168 and 169 in 'Bughman Plan No. 1 Plan of Lots,' to a point 86.54 feet northwardly therefrom, by Sophie Kanchy, unmarried, and widening Brinwood Avenue between the limits of the above Deed of Dedication."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 611. Report of the Committee on Public Service and Surveys for April 1, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 563. An Ordinance entitled, "An Ordinance authorizing an agreement between the Pittsburgh Railways Company and the City of Pittsburgh providing for the temporary abandonment of the eastern or northbound street railway track on Ninth Street beginning at a point in the westbound track on Liberty Avenue, thence extending in a northwardly direction by curve and tangent along Ninth Street to the Ninth Street Bridge, including connecting curve located at Fort Duquesne Boulevard, and on Anderson Street beginning at the Ninth Street Bridge and extending in a northwardly direction to Canal Street including connecting curve located at General Robinson Street."

Which was read.

Also

Bill No. 565. An Ordinance entitled, "An Ordinance vacating Swope

Way, between Alder Street and a line 98.50 feet northwardly therefrom, abandoning the City sewer and water line on Swope Way, between said terminals, and providing certain terms and conditions."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 366. An Ordinance entitled, "An Ordinance vacating an Unnamed 20-foot Way, from Kosta Way eastwardly to an Unnamed 10-foot Way, and said Unnamed 10-foot Way, from Cornwall Street southwardly 200.0 feet, more or less, to the line dividing Lots Nos. 103 and 104 in the 'J. W. Hay's Plan of Lots,' both ways being laid out in the 'Atlantic Avenue Plan of Lots.'"

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Jones presented

No. 612. Report of the Committee on Planning and Redevelopment for April 1, 1958, transmitting a resolution to Council.

Which was read, received and filed.

Also

Bill No. 566. Resolution approving plans, dated September 16, 1957, prepared by Schell and Deeter, Architects, and numbered P-1, P-2, P-3, P-4, A-1 and A-6, for the underground garage in District "B," Gateway Center submitted by the Urban Redevelopment Authority of Pittsburgh.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Olbum presented

No. 613. Report of the Committee on Public Safety for April 1, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 567. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of a milling machine for the Bureau of Electricity, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 614. Report of the Committee on Lands, Buildings and Housing for April 1, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 554. Resolution authorizing sale to Mack W. Campbell, lots on Grotto Street, 12th Ward, for the sum of \$1,500.00.

Which was read.

Also

Bill No. 555. Resolution authorizing sale to Joseph F. Caputo and Clara M. Caputo, his wife, lots on Dennison-view Street (Shadyhill Road), 28th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 556. Resolution authorizing sale to Wilbert T. Diddle and Mary Olive Diddle, his wife, lots on Frank Street, 15th Ward, for the sum of \$550.00.

Which was read.

Also

Bill No. 557. Resolution authorizing sale to S. Lee Kann, two parcels of land on Dagmar Avenue, 19th Ward, for the sum of \$4,500.00

Which was read.

Also

Bill No. 558. Resolution repealing Resolution No. 292, approved June 12, 1956, authorizing sale to Ralph Lancelot and Clara Lancelot, his wife, part of lot on Ellis Street, 26th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 559. Resolution authorizing sale to Charles F. Sweeney and Philomena S. Sweeney, his wife, part of lot on Antietam Street, 10th Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 560. Resolution repealing Resolution No. 469, approved September 25, 1956, authorizing sale to Mernell Gibson, lots on Hillcrest Street, 10th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 561. Resolution repealing Resolution No. 399, approved July 27, 1956, authorizing sale to Olimus Hatcher and Olimus Hatcher, Jr., lot on Milwaukee Street, 5th Ward, for the sum of \$750.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.



Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Dinan	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Dinan:

Mr. President, last week you appointed a committee, consisting of Messrs. Jones, Olbum and myself, to draft an appropriate resolution on the death of Frank L. Swaney, an employe in the City Clerk's office.

Your committee has performed its duty, and I am privileged to present the proper resolution at this time.

Mr. Dinan presented

No. 615. Frank L. Swaney, a staff member of the Council, passed away March 23, 1958.

Mr. Swaney served in various positions in the City of Pittsburgh and the Court of Common Pleas of Allegheny County since 1913, the last 32 years of which he was employed by the City of Pittsburgh.

He was kind, gentle and friendly, endearing himself to all. He was a loving and considerate husband. Mr. Swaney was a veteran of World War I, being affiliated with Post 496 of The American Legion, and was also active in church and fraternal organizations.

Therefore, Be It

Resolved, That the Mayor and the members of Council of the City of Pittsburgh express their deep sorrow at the passing of Mr. Swaney; and Be It Further

Resolved, That this resolution be spread upon the minutes of Council and that a copy be forwarded to his family.

Which was read.

Mr. Dinan moved

The adoption of the resolution. Which motion prevailed by a rising vote and a moment of silence.

Mr. Olbum:

Mr. President, the committee, consisting of Mr. Fagan, Mr. Jones and myself, appointed by you to draft a suitable resolution commending the personnel of the Bureau of Police, Department of Public Safety, for its many activities in the preservation of life, etc., is proud to present such a resolution at this time.

Mr. Olbum presented

No. 616.

The Council of the City of Pittsburgh,

Noting with deep satisfaction the extraordinary feats of life-saving which have been performed by many patrolmen of the Bureau of Police during the past several years in a great many emergency situations, which have resulted in constantly increasing recognition by the residents of the City of Pittsburgh of the outstanding work of the Bureau of Police in emergency cases; and

Recognizing that these feats reflect an unusual proficiency in the administering of first aid, and a sincere dedication by the Police to the preservation of human life; and

Noting the dramatic incidents which occurred recently on two successive days, when the lives of two suffocating babies were saved by the skill and resourcefulness of the team of James H. Brown and Arthur C. Parris, which incidents are typical of the many which have occurred in which many members of the Bureau of Police have performed in similar fashion; and

Wishing to express to the Bureau of Police, and to the personnel of that Bureau who have participated in the aforementioned incidents, the official commendation of the City of Pittsburgh and the gratitude of the residents of the City,

Does hereby commend Patrolmen James H. Brown and Arthur C. Parris, together with all the other employees of the Bureau of Police who have par-

participated in the compilation of the excellent record of the Bureau in the field of emergency life-saving activities, and does hereby express to all such personnel the sincere gratitude of this Council and of the residents of the City of Pittsburgh for the many lives which have been saved, and for the climate of confidence and reassurance on the part of the residents of the City which has been created by their highly laudable performance.

Which was read.

Mr. Olbum moved

The adoption of the resolution.  
Which motion prevailed.

Mr. Counahan:

Mr. President, last week at the meeting of the Committee on Finance, I made a report on the condition of the water furnished the consumers of the South Pittsburgh Water Company. I ask unanimous consent to have that report included in the minutes of this Council meeting.

The Chair:

If there are no objections, the request of Mr. Counahan will be complied with.

The report made by Mr. Counahan on the condition of the water supply of the South Pittsburgh Water Company is as follows:

Mr. Counahan:

"Mr. Chairman and Members of Council, I would like to submit a report in regards to the South Pittsburgh Water Company.

"Several weeks ago when we were passing the five-year contract, Councilman Fagan requested that before the contract was signed, the Chairman of the Water Committee, along with the Director of the Water Department, make an investigation to see what is the cause of the bad taste—oily taste—that it had a taste of oil in it. I believe that covers it, Mr. Fagan.

"As you know, we had been making tests of any water that the people of the City of Pittsburgh use to see that it meets the State requirements. Our test in the past has shown that it met the State requirements. Our test is not

complete. We only did it to show that it came up to that qualification. We decided, since that time, to make a complete test. A proper test is one that should have the bacteriological, chemical and mineral tests. We are on the verge of working that plan to make a complete test and to expand and make more tests. Along with that, we are going, to make a test of the river by utilizing the Police Department, who are going to make the test for us by using the Police Patrol Boat. The Fire Boat is stationed on the Monongahela River and if they see any violations, they are going to make a test of the oil or anything that is dumped into the river. They will make the test so that if it is necessary to prosecute, we will have a test of what was dumped into the river. That test will be a chemical and mineral test. The bacteriological test will not be necessary.

"Mr. Fagan and I met with Director Rosenberg, the Director of the Department of Water, and our man in charge of the Filtration Plant. Each one of the boats will be equipped with necessary containers to pick up samples of water from the river for the tests. They will be processed by our own department and if there is any violation—will be referred immediately to the Law Department.

"As you know, the water in the river is subject to the 1937 State Law Stream Purification Act. If there are violations, our Law Department will work with the State to have the nuisances abated. If we can't prosecute it ourselves, we will refer it to the State.

"The test is not going to be confined to just where we have an inlet, which is up Beck's Run. We are going to make tests of the river within the confines of the City of Pittsburgh.

"We have been violators of the Pure Stream Act ourselves. We have to take into consideration the cities below us. We are not going to be interested only in violations above our own inlets. We are going to police the rivers to see if there is any violations within the confines of the City of Pittsburgh. The Police are going to do this for us. With this thought in mind, we will know that we are endeavoring to eliminate those conditions, and, particularly, protect the people using water after it has passed

the City of Pittsburgh. It puts me in mind of a poem—

"The River Rhine it is well known  
"Doest wash your City of Cologne  
"Pray tell me please what power divine  
"Shall henceforth wash your River Rhine?"

"In other words, let's stop polluting the rivers in Pittsburgh, and we will help our neighbors below. Any violation will be referred to the Law Department. The Water Department and the City Council will receive a report of violations.

"I am now going to submit a partial report. This is from the City Police. We did not have any tests made of the liquids that were pumped into the river. I will not use names for the reason that we made no tests. This memorandum is dated March 24th, and is as follows:

"The subject is the pollution of the Monongahela River.

"On order of Assistant Superintendent Lawrence J. Maloney, the River Patrol left the base with the cruiser and a skiff to check the Monongahela River and investigate where the oil is being dumped into the water that is polluting the drinking water distributed by the South Pittsburgh Water Co.

"The investigation conducted by Acting Lieutenant Peter R. Settnek of the River Patrol found a very heavy concentration of oil on the south shore of the Monongahela River from Beck's Run where the South Pittsburgh Water Company has their intake to a point below. Acting Lieutenant Peter R. Settnek found an employee of a company pumping out the hold of a barge into the river. He went to the office of the company and notified an official. The official stated that the employee will be reprimanded and that it shall not happen again."

"The report further states 'that an investigation shows a heavy concentration

of oil on the north shore of the Monongahela River from the Brady Street Bridge to a point below the Glenwood Bridge. With a strong wind below the Brady Street Bridge blowing up the river it is possible that any oil on the surface of the river could be pushed up the river.'

"The report is signed by 'Acting Lieutenant Peter R. Settnek.'

"I don't want to use names because we don't have any factual evidence."

#### The Chair:

Reference is made of one thing in the letter—the Acting Lieutenant. This should be called to the attention of Mr. Olbum.

#### Mr. Olbum:

I don't know whether there were any assigned to the River Patrol. I will investigate it.

#### The Chair:

We shouldn't have any Acting Lieutenants. There shouldn't be any Acting Lieutenants since the first of the year when the new budget went into effect.

#### Mr. Jones moved

That the Minutes of Council of Monday, March 31, 1958, and Tuesday, April 1, 1958, be approved.

Which motion prevailed.

#### Mr. Jones:

Mr. President, at this time I want to extend my thanks and appreciation, and also those of the other members of Council, to Reverend John Fey for his appearance in Council today and offering the prayer which opened this session. It is hoped that we will again be privileged to have him open a meeting of Council with prayer. Thank you, Reverend Fey.

And on motion of Mr. Dinan,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, April 14, 1958.

No.15

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER----President

GEORGE BOXHEIMER-----City Clerk

HARRY RUDICK-----Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 14, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Oibum	

Absent: Mr. Dinan.

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. Paul A. Holzer, Assistant Pastor, St. Agnes Roman Catholic Church, who will deliver the invocation.

Rev. Paul A. Holzer, Assistant Pastor, St. Agnes Roman Catholic Church, offered the following prayer.

O Heavenly Father, the supreme sanction of all authority, help us to realize that a spirit of charity must underlie our plans both for the present and for the future. It alone can bring about that union of hearts and minds which is so essential. It alone binds men together. It alone unites all in harmonious striving for the common good. In the con-

sciousness that all men are members of a single family and children of the same Heavenly Father, there is strength, inspiration, courage for both the strong and the weak.

Send forth Thy blessing on the members of this Council who gather to dispense Thy authority entrusted to them. With a courage born of a fine history of accomplishment, with a faith in Your providence, and with a neighborly love for their fellow-man, let them face their problems; and let them adopt policies which will not only revivify their political lives, but safeguard the future of thousands of their fellow citizens.

In our hearts let us make a fervent prayer that God might bless and prosper our city and keep her faithful to her highest ideals of justice and charity. Amen.

The Chair:

Thank you Rev. Holzer for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 617. Communication from the Department of Water requesting permission for John A. Murphy, Director, and Morris L. Wolf, Chief Engineer of the department, to attend the 78th Annual Convention of the American Water Works Association at Dallas, Texas, on April 20-25, 1958.

Also

No. 618. Communication from the Department of Water submitting report of overtime services performed by employees in the department during the month of March, 1958.

Which were read and referred to the Committee on Finance.

Mrs. D'Ascenzo presented

No. 619. An Ordinance providing for a contract or contracts for the rehabilitation of flag poles at various locations in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 620. An Ordinance providing for a contract or contracts for the painting and incidental rehabilitation of the Marshall House in Mellon Park in the Department of Parks and Recreation and for the payment of the cost thereof.

Which were read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Fagan (for Mr. Dinan) presented

No. 621. An Ordinance fixing the interest rate on General Public Improvement Peoples Bonds of 1958, Series "A," and levying an annual tax to pay the principal, interest and any tax levied on said bonds.

Also

No. 622. An Ordinance transferring the sum of \$600.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1005, Supplies, City Clerk's Office.

Also

No. 623. An Ordinance authorizing and directing the Mayor and the Executive Director of the Commission on Human Relations to enter into an agreement with the Magnetic Recorder and Reproducer Corporation of Philadelphia for the production of an educational film on housing discrimination.

Also

No. 624. Resolution authorizing the issuing of a warrant in favor of Herod Abbott, c/o New Amsterdam Casualty Co., Investment Building, Pittsburgh 22, Pa., in the sum of \$258.89 in full settlement of claim against the City of Pittsburgh for parked car at 1222 Herron Avenue damaged January 24, 1958 by police car, and charging same to Code Account No. 46, Judgments.

Also

No. 625. Resolution authorizing the issuing of a warrant in favor of John

R. Czajkowski, 1218 Herron Avenue, Pittsburgh 19, Pa., in the sum of \$222.03 in full settlement of claim against the City of Pittsburgh for parked car at 1216 Herron Avenue damaged January 24, 1958 by police radio car, and charging same to Code Account No. 46, Judgments.

Also

No. 626. Resolution authorizing the issuing of a warrant in favor of Joseph Robert Hayden and Service Fire Insurance Co., 5912 Penn Avenue, Pittsburgh 6, Pa., in the sum of \$154.00 in full settlement of claim against the City of Pittsburgh for parked car at College and Ellsworth Avenues, damaged January 17, 1958, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 627. Resolution authorizing the issuing of a warrant in favor of Paul H. Ott and Teresa M. Ott, 702 Edmond Street, Pittsburgh 24, Pa., in the sum of \$104.64 in full settlement of claim against the City of Pittsburgh for repairing leak January 15, 1958, alleged to be on service line at above address but found to be on city main, and charging same to Code Account No. 46, Judgments.

Also

No. 628. Resolution authorizing the issuing of a warrant in favor of Anthony Pagano, Jr., c/o Goldstock, Schwartz, Teitelbaum & Schwartz, Esqs., 801 Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$250.00 in full settlement of suit against the City of Pittsburgh for injuries sustained February 17, 1955, at Fitch Way and Glenarm Avenue, and charging same to Code Account No. 46, Judgments.

Also

No. 629. Resolution authorizing the issuing of a warrant in favor of Richard Patton, 2018 Forbes Street, Pittsburgh 19, Pa., in the sum of \$139.55 in full settlement of claim against the City of Pittsburgh for parked car on Denniston Avenue damaged January 9, 1958, by Bureau of Bridges, Highways and Sewers truck, and charging same to Code Account No. 46, Judgments.

Also

No. 630. Communication from the Commission on Human Relations requesting permission for George W. Culberson and Louis Mason, Jr., to attend the quarterly meeting of the Executive Board of the National Association of Intergroup Relations Officials in New York City, May 1, 2 and 3, 1958

Also

No. 631. Communication from the Department of Supplies requesting permission to purchase parts for the Air Raid Sirens at a cost of \$1,650.00.

Also

No. 632. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City depositories to secure same as of March 31, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 633. An Ordinance authorizing a contract or contracts for the furnishing and installing of new auditorium chairs in the Music Hall, Carnegie Library, North Side, City of Pittsburgh, for the Department of Lands and Buildings, and for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 634. Resolution authorizing sale to H. Rea Garber, lot on Duffield Street, 10th Ward, for the sum of \$350.00.

Also

No. 635. Resolution authorizing sale to Emma G. Harris and Josephine Rea Harris, her daughter, lot on Duffield Street, 10th Ward, for the sum of \$350.00.

Also

No. 636. Resolution authorizing sale to Ronald R. Henning and Julia Henning, his wife, lots on Wayside Street, 32nd Ward, for the sum of \$1,500.00.

Also

No. 637. Resolution authorizing sale to William J. Hughes and Mary Hughes, his wife, lots on Glade Street, 29th Ward, for the sum of \$800.00.

Also

No. 638. Resolution authorizing sale to Ernest E. Meier and Stella E. Meier, his wife, lot on Seldon Street, 32nd Ward, for the sum of \$500.00.

Also

No. 639. Resolution authorizing sale to Phillip D. Siciliano and Victoria M. Siciliano, his wife, lots on Apple Avenue, 12th Ward, for the sum of \$960.00.

Also

No. 640. Resolution repealing Resolution No. 353, approved September 19, 1957, authorizing sale to William Reid and Estella D. Reid, his wife, parcel of land on Carrick Avenue, 29th Ward, for the sum of \$2,500.00.

Also

No. 641. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, in the name of the City of Pittsburgh, to enter into a lease with the Realty Operating Company for Rooms 1136, 1137, 1140 and to share 1128 as a common Reception Room with the tenant in Rooms 1130, 1132 and 1134, on the 11th floor of the Union Trust Building situate at Fifth Avenue and Grant Street, to be used as offices for the Office of Civil Defense of Pittsburgh, for a term of one month, beginning May 1, 1958, but to be renewed from month to month thereafter, at a monthly rental of \$308.00, and charging same to Code Account No. 1361, Miscellaneous Services.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 642. Petition for vacation of portion of Mentor Way, 2nd Ward.

Also

No. 643. An Ordinance vacating the within described portion of Mentor Way in the block between Penn Avenue and Fort Duquesne Boulevard in the Second Ward of the City of Pittsburgh.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 644. Communication from

the Department of City Planning relative to the improvement of the river-front areas so as to provide beauty, open space, and a means of air purification.

Which was read and referred to the Committee on Planning and Redevelopment.

Mr. Olbum presented

No. 645. Communication from the Department of Public Safety requesting permission for the Superintendent of the Bureau of Building Inspection to attend the annual convention of Building Officials Conference of America, at Atlantic City, New Jersey, May 11-15, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 646. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Crosses, Pinnacles, Tees and Nipples for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 647. Resolution authorizing and directing the Director of the Department of Public Works to grant an extension of sick leave with pay, not to exceed 45 days from April 28, 1958, to Joseph A. Hobson, Division Engineer, Division of Streets and Sewers, Bureau of Engineering, Department of Public Works.

Also

No. 648. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of March 1958.

Which were read and referred to the Committee on Finance.

Also

No. 649. An Ordinance amending Ordinance No. 112, approved March 19, 1958, entitled, "An Ordinance providing for a contract or contracts for the rehabilitation, cleaning and painting of the Bloomfield Bridge over the Pennsylvania and Baltimore and Ohio Railroads, Melwood Avenue and Neville and Lorigan

Streets, and for the payment of the cost thereof," by deleting therefrom One Hundred Ten Thousand (\$110,000.00) Dollars and substituting therefor One Hundred Thirty-One Thousand (\$131,000.00) Dollars and by deleting therefrom One Hundred Two Thousand (\$102,000.00) Dollars and substituting therefor Eighty-One Thousand (\$81,000.00) Dollars.

Also

No. 650. An Ordinance consenting to the entrance upon streets of the City of Pittsburgh, and the taking of other action affecting property rights, by the County of Allegheny for the purpose of constructing and maintaining a new Glenwood Bridge, with its approaches and other appurtenances, in accordance with the Act of July 28, 1953, P. L. 723, Article XXVII, Section 2776.

Also

No. 651. An Ordinance consenting to the entrance upon streets of the City of Pittsburgh, and the taking of other action affecting property rights, by the County of Allegheny for the purpose of constructing and maintaining a new 62nd Street Bridge, with its approaches and other appurtenances, in accordance with the Act of July 28, 1953, P. L. 723, Article XXVII, Section 2776.

Also

No. 652. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Automotive Equipment, less trade-ins, for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof.

Also

No. 653. An Ordinance providing for the letting of a contract for the furnishing and delivery of 100 Foot Aerial Truck, for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof.

Also

No. 654. An Ordinance authorizing and directing the construction of a public sewer on Plummer Street from a point on Plummer Street about 20.0 feet east of 46th Street to the existing sewer on Home Street at Plummer Street, 9th Ward, including all other work necessary in connection therewith; letting

a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 655. Petition for Grading, Paving and Curbing of Unger Lane, from Beeler Street to its northwesterly terminus as laid out in Unger Construction Company Plan of Lots.

Also

No. 656. An Ordinance authorizing and directing the Grading, Paving and Curbing of Unger Lane, from Beeler Street approximately 454 feet to its northwesterly terminus, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Weir presented

No. 657. Communication from the Department of Supplies requesting permission to pay \$33.34 to McKesson & Robbins for materials furnished the Tuberculosis Hospital, in 1955, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 658. Communication from the University of Pittsburgh requesting that the University of Pittsburgh Falk Clinic be furnished 250 gallons of water per day per person free in accordance with the provisions of Ordinance No. 403 of 1919.

Also

No. 659. Communication from the University of Pittsburgh requesting that the Medical Center Nurses Residence be furnished 250 gallons of water per day per person free in accordance with the provisions of Ordinance No. 403 of 1919.

Also

No. 660. Communication from Philip J. Schwartz protesting the assessment against his property for the construction of a sewer on Noster Street, 24th Ward.

Also

No. 661. Communication from Mrs. A. W. Stratemeler, 4912 Sciota Street, 8th Ward, requesting payment of damage to property by reason of break in water main.

Also

No. 662. Communication from Joseph Terry requesting payment of damage done his property at 6800 Kelly Street, 13th Ward, by break in City water line.

Which were severally read and referred to the Committee on Finance.

Also

No. 663. Communication from John J. Brislin, Esq., offering on behalf of Thomas J. Horrocks, representing Robert G. Jackson, to dedicate Lot No. 26 in the Ye Olde Swissvale Farme, located at the corner of Onondago Street and Nightingale Way, 14th Ward, for playground purposes.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 664. Remonstrance against proposed one-way traffic regulation on Bouquet and Dawson Streets, 4th Ward, effective April 12, 1958.

Which was read and referred to the Committee on Public Safety.

#### REPORTS OF COMMITTEES

Mr. Fagan (for Mr. Dinan) presented

No. 665. Report of the Committee on Finance for April 8, 1959, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 585. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$85,000.00 from Bond Fund No. 190, General Public Im-



provement Bonds, 1955, for payment of cost of engineering and other necessary expenses in connection with the general public improvements to be carried out by the Department of Water."

Which was read.

Also

Bill No. 586. An Ordinance entitled, "An Ordinance providing for a contract or contracts for excavation, grouting, foundations and appurtenances for a Two Million gallon elevated water storage tank on Garfield Heights, at the corner of Fannell and Cornwall Streets, and demolition and removal of the existing buildings, now on the site of the proposed work, Department of Water, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 603. An Ordinance entitled, "An Ordinance repealing Ordinance No. 460, entitled, 'An Ordinance providing for the letting of a contract for the furnishing and delivery of fire alarm and police alarm boxes for the Bureau of Electricity, Department of Public Safety, and for the payment thereof,' approved December 2, 1952."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 587. Resolution authorizing and directing the City Treasurer to accept the sum of \$175.00 in settlement of metered water charges billed the property of Mabel Robinson et al, 62 Roberts Street, 3rd Ward, for the 2nd, 3rd and 4th quarters of the year 1952, the 2nd, 3rd, and 4th quarters of the year 1953, and for the years 1954 to 1957, inclusive, and the 1st quarter of the year 1958.

Which was read

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 666. Report of the Committee on Public Works for April 8, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 376. An Ordinance entitled, "An Ordinance accepting the dedication of Mt. Royal Road, from the northerly line of 'S. Profeta Plan' to the westerly line of Lots Nos. 11 and 12 of the 'Mt. Royal Terrace Plan of Lots,' as laid out in the 'Caliguiri Plan of Lots' and 'Mt. Royal Terrace Plan of Lots,' for public use for highway purposes, and opening and naming the same."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 377. An Ordinance entitled, "An Ordinance widening Mt. Royal Road, in the Fourteenth Ward of the City of Pittsburgh, from the northerly line of the 'S. Profeta Plan' to a point 27.37 feet northwardly therefrom."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with

the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 420. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, Ordinance No. 372, entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for said purposes; conferring certain powers upon the Superintendent of Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties,' approved August 9, 1923, by changing the Zone Map Sheet Z-N20-E30, by changing from a 'B' Residence District to a Commercial District, Class 'A,' all that certain property, having frontage on North Aiken Avenue, designed 'Shopping Center Lot' in the plan entitled 'Subdivision of Parcel "A" in the Stanton Heights Manor Plan of Lots No. 1,' approved by the City Planning Commission on March 4, 1958."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 667. Report of the Committee on Lands, Buildings and Housing for April 8, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 590. Resolution authorizing sale to Paul A. Abel and Shirley C. Abel, his wife, lot on Uptegraff Street, 14th Ward, for the sum of \$100.00.

Which was read.

Also

Bill No. 591. Resolution authorizing sale to Paul F. Boey and Mary L. Boey, his wife, lots on Vare Street, 28th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 592. Resolution authorizing sale to Wilbert T. Diddle and Mary Olive Diddle, his wife, parts of lots on Gladstone Street, 15th Ward, for the sum of \$1,500.00.

Which was read.

Also

Bill No. 593. Resolution authorizing sale to Ira Hurwick, lot on Kinmount Street, 28th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 594. Resolution authorizing sale to Joseph Kravec, lots on Chelton Avenue, Creedmoor Avenue and Rockford Avenue, 19th Ward, for the sum of \$9,000.00.

Which was read.

Also

Bill No. 595. Resolution authorizing sale to Samuel J. Nassan and Martha Nassan, his wife, lot on Orpwood Street, 4th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 596. Resolution authorizing sale to Willie J. Suttles and Lela

M. Suttles, his wife, lot on Lincoln Avenue, 12th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 597. Resolution authorizing sale to Edwin H. Wiemer, part of lot on Simms Street, 19th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 598. Resolution authorizing sale to W.I.C., Inc., lot on Cemetery Avenue, 25th Ward, for the sum of \$200.00.

Which was read.

Also

Bill No. 599. Resolution repealing Resolution No. 558, approved November 19, 1956, authorizing sale to Joseph C. Staley and Martha Staley, his wife, part of lot on Leavitt Street, 19th Ward, for the sum of \$300.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read and a second and third times. and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mrs. D'Ascenzo:

Mr. President and Members of Council, I would like, at this time, to say a word or two about the Flower Show at Phipps Conservatory.

It has been said that the reason for the existence of cities is, that it should be the center of culture. Cities will

never be destroyed as long as we possess that characteristic.

In line with that thought, the Flower Show is coming to close at Phipps Conservatory on April 20, 1958. It has proved to be the most successful show that the City has ever had. In terms of beauty, it is probably the most beautiful show we have ever had.

The reason for that is, first, we should all recognize the services performed by the employees in the Department of Land and Buildings in conjunction with those of the Conservation Committee of the Allegheny Conference on Community Development. These people, co-operating with those of the Department of Parks and Recreation, have made the Flower Show the beautiful thing it is. Also, recognition should be given certain individuals who contributed their talents and efforts to make this show the success it is. Such tribute should be paid Frank Curto, one of the finest horticulturists in the State. Also, in the Department of Parks and Recreation, is another employee, who contributed much to make this Flower Show a success. He is Emmett Richards, who made the designs, and helped make it a thing of beauty. All of them, working together, have made it the success that it is.

Up to this time, the attendance has broken every record. By the time it closes on April 20, we will see even more attending. If you had been there, you would have seen the people lined up four deep.

We are happy, the members of Council, the Mayor and all the people who made this possible. We can say of our Flower Show that it is a thing of beauty that will live forever.

Mr. Fagan:

Mr. President, Father Holzer and Members of Council, the Chairman of the Finance Committee, Mr. Dinan, as we all know, is in the hospital. I am happy Father Holzer had time to remain with us during this session. I think it would be appropriate to have him say a prayer for the speedy recovery of Mr. Dinan. I know that if Mr. Dinan was present and

one of us was sick, he would be the first one on his feet to request the minister of the day to say a prayer for the speedy recovery of that sick member.

I think a prayer by Father Holzer would do Mr. Dinan and all of us a lot of good. Father Holzer, as has been announced by the President of Council, is now Assistant Pastor at St. Agnes' R. C. Church in Oakland. Father Holzer in his seminarian days was employed in the Department of Parks and Recreation, and today he is representing his alma mater. The President of Council was the man who was influential in Father Holzer obtaining his position with the City. He is a friend of ours; so is his family.

I am certainly glad to see him here today. He was at one time Assistant Pastor of Resurrection Church in Brookline, of which I am a member. We will never forget him. It is certainly nice to have you here, Father.

REVEREND PAUL A. HOLZER:

Mr. President and Members of Council, I would like to offer up this prayer for the speedy recovery of Charles F. Dinan. In asking God's graces, let us remember in a special way all of the sick, especially the members of our families. Let us offer up an Our Father for the speedy recovery of Mr. Dinan's health.

Our Father, Who art in heaven, hallowed be Thy name: Thy Kingdom come: Thy will be done on earth as it is in heaven. Give us this day our daily bread: and forgive us our trespasses, as we forgive those who trespass against us. And lead us not into temptation. But deliver us from evil. Amen.

In the name of the Father, the Son and the Holy Ghost. Amen.

Mr. Jones moved

That the Minutes of Council of Monday, April 7, 1958, be approved.

Which motion prevailed.

And, on motion of Mr. Jones,  
Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII.

Monday, April 21, 1958

No. 16

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 21, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Absent:—

Mr. Dinan	Mr. Weir
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The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. Linwood G. Fauntleroy, Pastor, John Wesley A.M.E. Zion Church, Herron Avenue and Wylie Avenue, who will deliver the invocation.

Rev. Linwood G. Fauntleroy, Pastor, John Wesley A.M.E. Zion Church, Herron Avenue and Wylie Avenue, offered the following prayer:

Great and marvelous are Thy works, Almighty God. Before the mountains were brought forth wherever Thou hast formed the earth and the sea from everlasting to everlasting, Thou art God.

Thou are life and light and truth and love, and from Thee alone throughout the ages have these gifts come unto men. Help us to see into the meaning of the way by which we have been led and to discern with clearness the path that is set before us. Thou hast called generations in the beginning so we believe that Thou hast called us to do in Thy name and Thy strength a work for Thy Kingdom on earth; that the civic, social and religious services we render may be so affiliated with Thy divine nature that we may ultimately triumph over the evils and injustices that plague our society and nation.

Grant us wisdom, grant us knowledge and grant us love so that our services may not be given selfishly or to personal aggrandizement, but to Thine honor and glory. Help us to do justly, to love mercy and to walk humbly before Thee, O God, in the name of our Blessed Redeemer and Saviour, Christ Jesus. Amen.

The Chair:

Thank you, Rev. Fauntleroy, for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 668. An Ordinance providing for the letting of a contract for the furnishing and delivery of an Electric Typewriter, for the Division of Administration, Department of Water, and for the payment thereof.

Also

No. 669. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Automotive Equipment, less trade-ins, for the Department of Water, and for the payment thereof.

Which were read and referred to the Committee on Filtration and Water.

Mr. Fagan (for Mr. Dinan) presented.

No. 670. An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$6,689.12, for the payment of employees, Department of Lands and Buildings and Department of Water, whose names will appear on a special payroll submitted for the period from October 1, 1957, to December 31, 1957; and for the period from January 1, 1958, to March 31, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 671. Resolution authorizing the City Solicitor to satisfy Lien No. D.T.D. 7217 October Term, 1949, in the amount of \$15.76, assessed against William J. Weichel, 2153 Brighton Road, Pittsburgh 12, Pennsylvania (25th Ward), and charging the cost to the City of Pittsburgh.

Also

No. 672. Resolution authorizing the issuing of a warrant in favor of Harold W. Gamble and Helen E. Gamble, c/o William H. Colvin, Esq., 1803 Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$1,200.00 in full settlement of suit against the City of Pittsburgh for injuries sustained by Mrs. Gamble on December 27, 1951, on Edgerton Avenue, and charging same to Code Account No. 46, Judgments.

Also

No. 673. Resolution authorizing the issuing of a warrant in favor of Clark A. Merling and Motors Insurance Corporation, c/o William J. Ivill, Jr., Esq., 1529 Potomac Avenue, Pittsburgh 16, Pa., in the sum of \$259.56 in full settlement of claim against the City of Pittsburgh for car damaged May 25, 1957, by radio car on Browns Hill Road, and charging same to Code Account No. 46, Judgments.

Also

No. 674. Resolution authorizing the issuing of a warrant in favor of Margaret Milto and Anthony Milto, 205 Brownsville Road, Pittsburgh 10, Pa., in the sum of \$307.75 in full settlement of claim against the City of Pittsburgh

for injuries sustained by Mrs. Milto on December 15, 1957, on Clover Street steps, and charging same to Code Account No. 46, Judgments.

Also

No. 675. Communication from the Department of Supplies requesting permission for Tom Marshall, Jr., Superintendent of the Bureau of Tests, to attend the annual meeting of the American Society for Testing Materials in Boston, Massachusetts, June 22-27, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 676. Resolution authorizing sale to Michael Bahor and Mary Bahor, his wife, lots on Leyden Street and Kendall Street, 10th Ward, for the sum of \$500.00.

Also

No. 677. Resolution authorizing sale to Edgar R. Chandler and Sammie L. Chandler, his wife, lot on Ellopia Street, 20th Ward, for the sum of \$550.00.

Also

No. 678. Resolution authorizing sale to Anthony J. DeSimone and Sara A. DeSimone, his wife, lot on Bayridge Avenue, 19th Ward, for the sum of \$500.

Also

No. 679. Resolution authorizing sale to Nicholas L. DiNunzio, lot on Bricelyn Street, 13th Ward, for the sum of \$500.00.

Also

No. 680. Resolution authorizing sale to Frank F. Walton, lots on Mahon Street, 5th Ward, for the sum of \$750.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 681. Communication from the Department of City Planning requesting permission for an employee to attend the Annual National Planning Conference of the American Society of Planning Officials in Washington, D. C., May 18-22, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 682. An Ordinance designating Athlone Way as the name of an Unnamed 20-foot Way, situate between Meridan Street and Hallock Street, from Piermont Street to an Unnamed Way.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 683. Communication from Abram T. Hall requesting the installation of a traffic stop sign at the intersection of Cherokee and Camp Streets, 5th Ward.

Which was read and referred to the Committee on Public Safety.

Mr. Olbum presented

No. 684. Resolution authorizing and directing the Mayor and the Director of the Department of Public Safety to engage the services of a producer, 2 announcers and an organist and such other personnel or services as may be needed from time to time to conduct a weekly half-hour radio program for a period of 13 weeks commencing during the week of April 28, 1958, as a continuation of similar programs during the year 1957 and years previous thereto over Radio Station WCAE for the purpose of traffic education or instruction; that all personnel engaged be approved by the Director of the Department of Public Safety; that the total sum of not over \$1,300.00 be expended for this specialized service for these 13 broadcasts; authorizing the issuing of warrants for same, and charging \$1,300.00 to Code Account No. 1415, Adult Traffic Education.

Also

No. 685. Communication from the Department of Public Safety requesting permission for Michael J. Gittens, Traffic Engineer, Bureau of Traffic Planning, to attend a meeting of the Board of Directors of the Institute of Traffic Engineers at Toronto, Ontario, Canada, May 23 and 24, 1958.

Which were read and referred to the Committee on Finance.

Also

No. 686. An Ordinance providing for the letting of a contract for the furnishing and delivery of Beacon Heads completely assembled, for the Bureau of Traffic Planning, Department of Pub-

lic Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 687. Communication from Edward J. Fischer, 164 Robinson Street, Pittsburgh 13, Pa., requesting compensation for damage to his automobile by City fire truck.

Also

No. 688. Communication from John B. Sullivan, Jr., Director, Office of Civil Defense, submitting report of his attendance at a State Civil Defense meeting in Harrisburg, Pa., Thursday, April 10, 1958.

Which were read and referred to the Committee on Finance.

Also

No. 689. Petition for the resurfacing of Burr Street, between Ormsby Avenue and Fisher Street.

Which was read and referred to the Committee on Public Works.

Also

No. 690. Communication from St. Paul's Monastery requesting replacement of cyclone fence separating the Monastery property and that of a City playground in the 17th Ward.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

#### REPORTS OF COMMITTEES

Mr. Fagan (for Mr. Dinan) presented

No. 691. Report of the Committee on Finance for April 15, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 622. An Ordinance entitled, "An Ordinance transferring the sum of \$600.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1005, Supplies, City Clerk's Office."

Which was read.

Also

Bill No. 623. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Executive

Director of the Commission on Human Relations to enter into an agreement with the Magnetic Recorder and Reproducer Corporation of Philadelphia for the production of an educational film on housing discrimination."

Which was read.

Also

Bill No. 633. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the furnishing and installing of new auditorium chairs in the Music Hall, Carnegie Library, North Side, City of Pittsburgh, for the Department of Lands and Buildings, and for the payment of the cost thereof."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 588. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the H. C. Armstrong Company in the amount of \$58.00 for services rendered for the benefit of the City of Pittsburgh without previous authority of law."

In Committee on Finance, April 15, 1958, bill read and amended in Section 1 by adding at the end thereof the words, "No. 1516, Repairs, Bureau of Automotive Equipment, Department of Public

Works," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Fagan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council, was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 647. Resolution authorizing and directing the Director of the Department of Public Works to grant an extension of sick leave with pay, not to exceed 45 days from April 28, 1958, to Joseph A. Hobson, Division Engineer, Division of Streets and Sewers, Bureau of Engineering, Department of Public Works.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the



ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed family.

Also

Bill No. 624. Resolution authorizing the issuing of a warrant in favor of Herod Abbott, c/o New Amsterdam Casualty Co., Investment Building, Pittsburgh 22, Pa., in the sum of \$258.89 in full settlement of claim against the City of Pittsburgh for parked car at 1222 Herron Avenue, damaged January 24, 1958, by police radio car, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 625. Resolution authorizing the issuing of a warrant in favor of John R. Czajkowski, 1218 Herron Avenue, Pittsburgh 19, Pa., in the sum of \$222.03 in full settlement of claim against the City of Pittsburgh for parked car at 1216 Herron Avenue, damaged January 24, 1958, by police radio car, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 626. Resolution authorizing the issuing of a warrant in favor of Joseph Robert Hayden and Service Fire Insurance Company, 5912 Penn Avenue, Pittsburgh 6, Pa., in the sum of \$154.00 in full settlement of claim against the City of Pittsburgh for parked car at College and Ellsworth Avenues, damaged January 17, 1958, by Bureau of Refuse truck, and charging same to Code Account No. 42, Judgments.

Which was read.

Also

Bill No. 627. Resolution authorizing the issuing of a warrant in favor of Paul H. Ott and Teresa M. Ott, 702 Edmond Street, Pittsburgh 24, Pa., in the sum of \$104.64 in full settlement of claim against the City of Pittsburgh for

repairing leak January 15, 1958, alleged to be on service line at above address but found to be on city main, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 628. Resolution authorizing the issuing of a warrant in favor of Anthony Pagano, Jr., c/o Goldstock, Schwartz, Teitelbaum & Schwartz, Esqs., 801 Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$250.00 in full settlement of suit against the City of Pittsburgh for injuries sustained February 17, 1955, at Fitch Way and Glenarm Avenue, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 629. Resolution authorizing the issuing of a warrant in favor of Richard Patton, 2018 Forbes Street, Pittsburgh 19, Pa., in the sum of \$139.55 in full settlement of claim against the City of Pittsburgh for parked car on Denniston Avenue damaged January 9, 1958, by Bureau of Bridges, Highways and Sewers truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 692. Report of the Committee on Public Works for April 15, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 301. An Ordinance entitled, "An Ordinance opening Glen Lytle Road, between the west line of Wasser Way and McCaslin Street."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 649. An Ordinance entitled, "An Ordinance amending Ordinance No. 112, approved March 19, 1958, entitled, 'An Ordinance providing for a contract or contracts for the rehabilitation, cleaning and painting of the Bloomfield Bridge over the Pennsylvania and Baltimore and Ohio Railroads, Melwood Avenue and Neville and Lorigan Streets, and for the payment of the cost thereof,' by deleting therefrom One Hundred Ten Thousand (\$110,000.00) Dollars and substituting therefor One Hundred Thirty-One Thousand (\$131,000.00) Dollars and by deleting therefrom One Hundred Two Thousand (\$102,000.00) Dollars and substituting therefor Eighty-one Thousand (\$81,000.000) Dollars."

Which was read.

Also

Bill No. 652. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of automatic equipment, less trade-ins, for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 653. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 100 Ft. Aerial Truck, for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 654. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Plummer Street, from a point on Plummer Street about 20.0 feet east of 46th Street to the existing sewer on Home Street at Plummer Street, 9th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 656. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Unger Lane, from Beeler Street approximately 454 feet to its northeasterly terminus, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Jones presented

No. 693. Report of the Committee on Public Service and Surveys for April 15, 1958, transmitting an ordinance to Council.

Which was read, received and filed

Also, with an affirmative recommendation,

Bill No. 643. An Ordinance entitled, "An Ordinance vacating the within described portion of Mentor Way in the block between Penn Avenue and Fort Duquesne Boulevard in the Second Ward of the City of Pittsburgh."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Fagan
Mrs. D'Ascenzo	Mr. Jones

Mr. Olbum  
Mr. Rodgers

Mr. Gallagher  
(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. D'Ascenzo presented

No. 694. Report of the Committee on Parks, Recreation and Libraries for April 15, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 619. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the rehabilitation of flag poles at various locations in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 620. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the painting and incidental rehabilitation of the Marshall House in Mellon Park in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented.

No. 695. Report of the Committee on Public Safety for April 15, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 646. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of crosses, pinacles, tees, and nipples for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 696. Report of the Committee on Lands, Buildings and Housing for April 15, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 634. Resolution authorizing sale to H. Rea Garber, lot on Duffield Street, 10th Ward, for the sum of \$350.00.

Which was read.

Also

Bill No. 635. Resolution authorizing sale to Emma G. Harris and Josephine Rea Harris, her daughter, lot on Duffield Street, 10th Ward, for the sum of \$350.00.

Which was read.

Also

Bill No. 636. Resolution authorizing sale to Ronald R. Henning and Julia Henning, his wife, lots on Wayside Street, 32nd Ward, for the sum of \$1,500.00.

Which was read.

Also

Bill No. 637. Resolution authorizing sale to William J. Hughes and Mary Hughes, his wife, lots on Glade Street, 29th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 638. Resolution authorizing sale to Ernest E. Meier and Stella E. Meier, his wife, lot on Seldon Street, 32nd Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 639. Resolution authorizing sale to Phillip D. Siciliano and Victoria M. Siciliano, his wife, lots on Apple Avenue, 12th Ward, for the sum of \$960.00.

Which was read.

Also

Bill No. 640. Resolution repealing Resolution No. 352, approved September 19, 1957, authorizing sale to William Reid and Estella D. Reid, his wife, parcel of land on Carrick Avenue, 29th Ward, for the sum of \$2,500.00.

Which was read.

Also

Bill No. 641. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, in the name of the City of Pittsburgh, to enter into a lease with the Realty Operating Company for Rooms 1136, 1137, 1140 and to share 1128 as a common Reception Room with the tenant in Rooms 1130, 1132 and 1134, on the 11th floor of the Union Trust Building situate at Fifth Avenue and Grant Street,

to be used as offices for the Office of Civil Defense of Pittsburgh, for a term of one month, beginning May 1, 1958, but to be renewed from month to month thereafter, at a monthly rental of \$308.00 and charging same to Code Account No. 1361, Miscellaneous Services.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan:

Mr. President, I am in receipt of a communication from Chester Bojkowski, President, The Civic Club of DePaul Institute, which I ask permission to have printed in full in the Minutes of today's meeting.

The letter is as follows:

DePaul Institute,  
Pittsburgh, Pa.,  
April 16, 1958.

Mr. Patrick Fagan  
City Council Chamber  
City-County Building  
Pittsburgh 22, Pennsylvania

Dear Mr. Fagan,

We want to tell you how much we appreciated and enjoyed our visit to the Council Meeting. More than anything else it taught us how important each individual in our great country is. Not only was the fact impressed

upon us that we were permitted to audit a meeting of our lawmakers—a privilege no one behind the Iron Curtain could ever hope for—but we were impressed, too, with the great courtesy each Council member showed us.

We thank you especially for making the visit possible. We enjoyed and learned much from Councilman Olbum's talk. We were grateful for the precious time Mayor Lawrence sacrificed for us. Would you please extend to the Mayor, to Mr. Gallagher and to each member of the Council our deepest gratitude.

Gratefully,

The Civics Club of De Paul  
Chester Bojkowski /S/  
President.

Mr. Jones moved

That the Minutes of Council of Monday, April 14, 1958, be approved.

Which motion prevailed.

Mr. Fagan:

Mr. President, William J. McCafferty, Chairman of the Western Pennsylvania Association of the Brotherhood of Railroad Trainmen, died in the Ohio Valley Hospital on Friday, April 18.

Mr. McCafferty was a freight conductor for the Pittsburgh and Lake Erie Railroad and had worked for the railroad for 37 years.

He was a member of Local 231 of the Brotherhood of Railroad Trainmen, Allegheny County Board of Assistance and Allegheny County Board of Health and Welfare.

He was a great friend of ours, and in Democratic campaigns gave of his time, effort and energy in behalf of the Democratic candidates.

Mr. President, I move that when we adjourn this Council meeting, we shall do so out of respect to the memory of the late William J. McCafferty.

Which motion prevailed by a rising vote and a moment of silence.

And on motion of Mr. Jones,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII.

Monday, April 28, 1958.

No. 17

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 28, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Absent:—

Mr. Dinan

The Chair:

Members of Council and Ladies and Gentlemen, we are honored this afternoon by the presence of Rev. Albert L. Farina, Pastor, Immaculate Conception Church, who will deliver the invocation. I might state that Father Farina is one of five brothers, who are also priests.

Rev. Albert L. Farina, Pastor, Immaculate Conception Church, offered the following prayer:

O Lord, we implore Thee, let Thy inspiration precede our actions and Thy help further them, so that all our prayers and all our deeds may ever take their beginning from Thee and, so begun, end

with Thee. Through Christ our Lord. Amen.

The Chair:

Thank you Father Farina for your very inspiring prayer.

I have just received a letter that is addressed to the Members of Council and myself. It is as follows:

AVONWORTH UNION SCHOOL  
DISTRICT

April 28, 1958.

Honorable Members of Council  
City of Pittsburgh

Mr. Thomas J. Gallagher, President

Dear Mr. Gallagher:

This is to serve as an introduction of Katherine Alston, Fern Clark, Sue Fisher, Lynn Hoffman, Elizabeth McCullough, William Snyder, Rebecca Stout, Walter Turner, Janet Renner, and Louise Wetzel, all members of the ninth grade civic class of Avonworth High School.

As their teacher, I would like to thank you for granting them this opportunity to observe the legislative processes of democratic government.

Yours sincerely,

William J. Johnston  
Instructor.

The Chair:

I will ask Mr. Weir to explain the functions of this body to the group.

Mr. Weir, at this time, explained the proceedings of Municipal Government and introduced each member of Council with a statement as regards their duties as Chairman of the Committee they represented.

## PRESENTATIONS

Mr. Counahan presented

No. 697. Resolution authorizing and directing the Treasurer of the City of Pittsburgh to make all required payments to provide coverage under the Social Security Program for those employees presently employed by the Allegheny County Health Department who were employed by the City of Pittsburgh Department of Public Health during the period beginning January 1, 1956, and prior to January 1, 1957, into the Social Security Fund established by the County of Allegheny for payment of the employer's contribution under the Social Security Program, and empowering the Governing Body of the City of Pittsburgh to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay into the Social Security Fund established by the County of Allegheny, for payment of the employer's contribution under the Social Security Program.

Also

No. 698. An Ordinance making an additional appropriation of \$17,100.00 to Code Account No. 57, Social Security Fund, for the purpose of providing sufficient funds to cover payments to the United States overnment for coverage of employees of the Allegheny County Health Department participating in the Federal Social Security Program as of January 1, 1956, and who were employees of the City of Pittsburgh Department of Public Health during the calendar year beginning January 1, 1956.

Also

No. 699. An Ordinance transferring the sum of \$43,627.00 from Code Account No. 1707, Rehabilitation and Reconditioning of Water System, Administration Division, to Code Account No. 1775, Salaries and Wages, Regular and Temporary Employees, Distribution Division, Department of Water.

Also

No. 700. An Ordinance authorizing the City Controller to liquidate encumbered funds in various ordinances from prior years, which are charged to various code accounts in the Department of Water, and to revert the sums into the unencumbered balances of the parent code accounts.

Also

No. 701. An Ordinance repealing Ordinance No. 350, approved September 19, 1957, entitled "An Ordinance providing for a contract, or contracts, for Concrete Encasement of the City's Water Main Trunk Line at Station 4+76 in Millvale Borough, and pertinent work thereto, and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 702. An Ordinance providing for a contract or contracts for Rehabilitation and Modernization of Electrical Switchgear and Appurtenances at Howard Pumping Station, Department of Water, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Filtration and Water.

Mrs. D'Ascenzo presented

No. 703. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Nature Museum in Frick Park, East of Beechwood Boulevard in the vicinity of the existing Office Building, and providing for the payment of the cost thereof.

Also

No. 704. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Service Unit and related facilities in Frick Park located East of Beechwood Boulevard and North of English Lane, and providing for the payment of the cost thereof.

Which were read and referred to the Committee on Finance.

Mr. Fagan (for Mr. Dinan) presented

No. 705. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Buckets, for the Warehouse, Department of Supplies, and for the payment thereof.

Also

No. 706. An Ordinance amend-

ing Ordinance No. 1, approved January 24, 1958, entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh, in an amount not exceeding \$2,810.00, for payment of employees, Department of Lands and Buildings, whose names will appear on a special payroll submitted for the period from October 1, 1957 to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law," by adding thereto the words, "and for the period from January 1, 1957 to December 31, 1957."

Also

No. 707. Resolution exonerating City tax for the year 1932, in the sum of \$42.55 against certain property in the Sixth Ward of the City of Pittsburgh, then owned by William Hardy and Joseph Ruffa, for the reason that the said tax was liened at No. 6948 October Term, 1935, the lien was satisfied in January, 1940, due to an error in the lien, and the property has since changed ownership.

Also

No. 708. Resolution authorizing the issuing of a warrant in favor of Akins Oldsmobile, Inc., and Motors Insurance Corporation, 5182 Liberty Avenue, Pittsburgh 24, Pa., in the sum of \$134.05 in full settlement of claim against the City of Pittsburgh for automobile damaged November 18, 1957, at Penn Avenue and North St. Clair Street, by Department of Water truck, and charging same to Code Account No. 46, Judgments.

Also

No. 709. Resolution authorizing the issuing of a warrant in favor of Sydney Klein, University Square, Pittsburgh 13, Pa., in the sum of \$169.00 in full settlement of claim against the City of Pittsburgh for repairing leak alleged to be on water line at 2603 Burham Street, January 16, 1958, but found to be on City main, and charging same to Code Account No. 4, Judgments.

Also

No. 710. Resolution authorizing the issuing of a warrant in favor of Evelyn G. Lauten, 1422 Cleveland Road, Glendale, California, in the sum of

\$220.00 in full settlement of her claim against the City of Pittsburgh for sidewalk at 1640 to 1652 Jancey Street damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Also

No. 711. Communication from the City Controller submitting audit report of the Licenses and Permits issued by the Bureau of Building Inspection, Department of Public Safety, for the period from January 1, 1957 to December 31, 1957.

Also

No. 712. Communication from George W. Culberson, Executive Director, Commission on Human Relations, requesting permission for Edward A. King to attend meeting of Pennsylvania Equal Rights Council in Harrisburg, Pa., May 6, 1958.

Also

No. 713. Communication from Commission on Human Relations requesting permission for George W. Culberson, Executive Director, to attend the Institute on Police-Community Relations at Michigan State University, East Lansing, Michigan, May 18-23, 1958.

Also

No. 714. Communication from Commission on Human Relations requesting permission for Miss Eleanor Ryder, Assistant Director, to attend the National Conference on Social Welfare in Chicago, Illinois, May 11-16, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 715. An Ordinance transferring the sum of \$3,000.00 from Code Account No. 42, Contingent Fund to Code Account No. 1467-1, Dredging River Bed for Fire Boat Dock, Bureau of Fire, Department of Public Safety.

Also

No. 716. An Ordinance authorizing a contract or contracts for the dredging of the harbor facilities for the Police and Fire Boats, left bank of the Monongahela River at Fourth Street, South Side, Pittsburgh, Pa., for the Department of Lands and Buildings, and for the payment of the cost thereof.



Also

No. 717. An Ordinance authorizing a contract or contracts for the masonry pointing and cleaning of the No. 1 Police Station at Water and Short Streets, Pittsburgh, Pa., for the Department of Lands and Buildings, and for the payment of the cost thereof.

Also

No. 718. Communication from the Department of Lands and Buildings requesting permission to have certain plumbing work performed at the Police and Fire Training Center on Washington Boulevard.

Which were severally read and referred too the Committee on Finance.

Also

No. 719. Resolution authorizing sale to Martin L. Coyne and Mary L. Coyne, his wife, lots on Kerr Street, 20th Ward, for the sum of \$700.00.

Also

No. 720. Resolution authorizing sale to Marie A. Krug, lots on Maromas Street, 14th Ward, for the sum of \$600.00.

Also

No. 721. Resolution authorizing sale to Sadie O. Yuille and Lillie A. Yuille, her mother, lot on Oberlin Street, 12th Ward, for the sum of \$350.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 722. An Ordinance authorizing and directing the Mayor and the Chairman of the City Planning Commission to enter into an agreement with the Urban Redevelopment Authority of Pittsburgh to provide for the performance of certain planning work for the the Chateau Street West Urban Renewal Area Plan and Proposal by the Department of City Planning and for the payment of certain compensation to the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

No. 723. An Ordinance re-establishing the grade of Belhurst Avenue, from Windgap Avenue to Warfle Street.

Also

No. 724. An Ordinance establishing the grade of McKenna Avenue, from the angle in the City Line at the east line of Arnold Acres Plan to Poplar Street.

Also

No. 725. An Ordinance vacating Albright Way between Stratmore Street and Clairtonica Street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Olbum presented

No. 726. Communication from the Department of Public Safety requesting permission to send Robert Cromley, Bureau of Police, to Cleveland, Ohio, April 28, 1958, for the purpose of procuring information to make changes for the improvement of the Detective Division.

Which was read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 727. An Ordinance providing for a contract or contracts for the repaving and recurbing of Kirsopp Avenue, from a point approximately 258 feet southeast of Greenside Ave., thence continuing in southeasterly, southwesterly and northwesterly directions, approximately 1610 feet to a ten-foot Utilities Right-of-Way, and other work incidental thereto, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 728. An Ordinance providing for the letting of a contract for the furnishing and delivery of Tools for Sewer Cleaning Machine for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof.

Also

No. 729. An Ordinance accepting the dedication of Kearns Place, as laid out in "Arnold Acres Plan of Lots Addition No. 1" and "Arnold Acres Plan of Lots Addition No. 2," from Kearns Avenue to the southerly terminus of Kearns Place in the Twenty-eighth Ward of the City of Pittsburgh, by Raymond J. Kronz and Elizabeth P. Kronz, his wife, for

public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway thereof, establishing the grade thereof and accepting the grading, paving, curbing and sewerage thereof.

Also

No. 730. Petition for Grading, Paving and Curbing of Strachan Avenue, between Potomac Avenue and Present Terminus.

Also

No. 731. An Ordinance authorizing and directing the Grading, Paving and Curbing of Strachan Avenue, from Potomac Avenue to Ordinance Avenue, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 732. An Ordinance accepting the dedication from Public Parking Authority of Pittsburgh of certain premises in the Second Ward as a public street or alley, opening the same as a public street or alley to be known as Mentor Way, and fixing the grade thereof.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 733. Communication from Cornelius Pappert, 3414 Brighton Road, requesting abatement of assessment against his property for the construction of a public sewer on Harbison Street.

Also

No. 734. Communication from Joseph C. Pelcz, 3404 Brighton Road, requesting abatement of assessment against his property for the construction of a public sewer on Harbison Street.

Which were read and referred to the Committee on Finance.

Also

No. 735. Communication from Miss Dorothy Sorokas requesting the construction of a public sewer on Gilroy Street, 20th Ward.

Also

No. 736. Communication from the Squirrel Hill Board of Trade requesting the opening of the way in the rear of the south side of Forbes Street, between Murray and Shady Avenues.

Also

No. 737. Petition for the resurfacing of Madison Avenue between North Avenue and East Street, 23rd Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 738. Petition for the removal of "No Parking in This Street" signs from Dunster Street between Hartranft Street and Pioneer Avenue.

Which was read and referred to the Committee on Public Safety.

Mr. Jones also presented.

No. 739. An Ordinance granting unto the Civic Center Motor-Hotel, Inc., 3918 Forbes Avenue, Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense a reinforced concrete vault with fixed and hinged steel grating to be used for electrical purposes; vault to be in the southerly sidewalk area of Forbes Avenue, Fourth Ward, Pittsburgh, Pennsylvania.

Which was read and referred to the Committee on Public Service and Surveys.

#### UNFINISHED BUSINESS

The Chair took up

Bill No. 512. An Ordinance entitled, "An Ordinance granting unto the Pittsburgh Railways Company, its successors, lessees and assigns the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided."

In Council, March 31, 1958; bill read and laid on the table.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

#### REPORTS OF COMMITTEES

Mr. Fagan (for Mr. Dinan) presented

No. 740. Report of the Committee on Finance for April 22, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 671. Resolution authorizing the City Solicitor to satisfy Lien No. D.T.D. 7217 October Term, 1949, in the amount of \$15.76, assessed against William J. Weichel, 2153 Brighton Road, Pittsburgh 12, Pennsylvania, 25th Ward, and charging the cost to the City of Pittsburgh.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan,	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 670. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$6,689.12, for payment of employees, Department of Lands and Buildings and Department of Water, whose names will appear on a special payroll submitted for the period from October 1, 1957 to December 31, 1957; and for the period from January 1, 1958 to March 31, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law."

In Committee on Finance, April 22, 1958, read and ordered returned to Council with an affirmative recommendation, subject to the filing of a Certificate of Emergency signed by the Mayor and the City Controller relating thereto with Council.

Which was read.

Mr. Fagan moved

That Bill No. 670 be laid on the table pending receipt of certificate of emergency signed by the Mayor and the City Controller relating thereto.

Which motion prevailed.

Also

Bill No. 621. An Ordinance entitled, "An Ordinance fixing the interest rate on General Public Improvement Peoples Bonds of 1958, Series 'A,' and levying an annual tax to pay the principal, interest and any tax levied on said bonds."

In Committee on Finance, April 22, 1958, read and amended as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Fagan moved

That the amendments made in Committee on Finance be agreed to.

Which motion prevailed.

And the bill as amended in committee and agreed to by Council was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 672. Resolution authorizing the issuing of a warrant in favor of Harold W. Gamble and Helen E. Gamble, c/o William H. Colvin, Esq., 1803 Law and Finance Building, Pittsburgh 19, Pa., in the sum of \$1,200.00 in full settlement of suit against the City of Pittsburgh for injuries sustained by Mrs. Gamble on December 27, 1951, on Edgerton Avenue, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 673. Resolution authorizing the issuing of a warrant in favor of Clark A. Merling and Motors Insurance Corporation, c/o Wm. J. Ivill, Jr., Esq., 1529 Potomac Avenue, Pittsburgh 16, Pa., in the sum of \$259.56 in full settlement of claim against the City of Pittsburgh for car damaged May 25, 1957, by radio car on Browns Hill Road, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 674. Resolution authorizing the issuing of a warrant in favor of Margaret Milto and Anthony Milto, 205 Brownsville Road, Pittsburgh 10, Pa.

in the sum of \$307.75 in full settlement of claim against the City of Pittsburgh for injuries sustained by Mrs. Milto on December 15, 1957, on Clover Street steps, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 684. Resolution authorizing and directing the Mayor and the Director of the Department of Public Safety to engage the services of a producer, 2 announcers and an organist and such other personnel or services as may be needed from time to time to conduct a weekly half-hour radio program for a period of 13 weeks commencing during the week of April 28, 1958, as a continuation of similar programs during the year 1957 and years previous thereto over Radio Station WCAE for the purpose of traffic education or instruction; that all personnel engaged be approved by the Director of the Department of Public Safety; that the total sum of not over \$1,300.00 be expended for this specialized service for these 13 broadcasts; authorizing the issuing of warrants for same, and charging \$1,300.00 to Code Account No. 1415, Adult Traffic Education.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 741. Report of the Committee on Public Works for April 22, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 509. An Ordinance entitled, "An Ordinance widening Wylie Avenue, from Sixth Avenue to Tunnel Street, in the Second Ward, City of Pittsburgh, and establishing, or re-establishing, the grade thereof."

Which was read.

Also

Bill No. 510. An Ordinance entitled, "An Ordinance widening Crawford Street, from Bedford Avenue to Centre Avenue, in the Third Ward, City of Pittsburgh."

Which was read.

Also

Bill No. 511. An Ordinance entitled, "An Ordinance opening Washington Place northward to Wylie Avenue and southward to Epiphany Street, in the Third Ward, City of Pittsburgh."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:--

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Jones presented

No. 742. Report of the Committee on Public Service and Surveys for April 22, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 508. An Ordinance entitled, "An Ordinance vacating Fullerton Street, from Bedford Avenue to Clark Street, Boone Way from Hazel Street to Clark Street, Townsend Street, from Webster Avenue to Clark Street, Conductor Way, from Hazel Street to Clark Street, Logan Street, from Bedford Avenue to Clark Street, Sachem Way, from Hazel Street to Clark Street, Elm Street, from Bigelow Boulevard to Hazel Street, Congress Street, from Webster Avenue to Epiphany Street, Bustrick Way, from Washington Place to Elm Street, Gilmore Way, from Hickory Way to Crawford Street, Webster Avenue, from Washington Place to Crawford Street, Whitcomb Street, from Elm Street to Fullerton Street, Wylie Avenue from a point 143.59 feet west of Washington Place to Crawford Street, Pasture Street from Elm Street to Fullerton Street, Epiphany Street from Washington Place to Fullerton Street, Hazel Street from Shomin Street to Fullerton Street, Washington Place from Epiphany Street to Wylie Avenue, all in the Second and Third Wards of the City of Pittsburgh, and abandoning all existing sewer and water lines located in the said streets, and directing the Pittsburgh Railways Company to remove its tracks from certain streets and to reconstruct tracks upon other streets."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 682. An Ordinance entitled, "An Ordinance designating Athlone Way as the name of an Unnamed 20-foot Way, situate between Meridan Street and Hallock Street, from Piermont Street to an Unnamed Way."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Counahan presented

No. 743. Report of the Committee on Filtration and Water for April 22, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 668. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of an electric typewriter, for the Division of Administration, Department of Water, and for the payment thereof."

Which was read.

Also

Bill No. 669. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of automotive equipment, less trade-ins, for the Department of Water, and for the payment thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 744. Report of the Committee on Public Safety for April 22, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 686. An Ordinance entitled, "An Ordinance providing for the

letting of a contract for the furnishing and delivery of beacon heads completely assembled, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 745. Report of the Committee on Lands, Buildings and Housing for April 22, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 676. Resolution authorizing sale to Michael Bahr and Mary Bahr, his wife, lots on Leyden Street and Kendall Street, 10th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 677. Resolution authorizing sale to Edgar R. Chandler and Sammie L. Chandler, his wife, lot on Ellopia Street, 20th Ward, for the sum of \$550.00.

Which was read.

Also

Bill No. 678. Resolution authorizing sale to Anthony J. DeSimone and Sara A. DeSimone, his wife, lot on Bayridge Avenue, 19th Ward for the sum of \$500.00.

Which was read.

Also

Bill No. 679. Resolution authorizing sale to Nicholas L. DiNunzio lot on Bricelyn Street, 13th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 680. Resolution authorizing sale to Frank F. Walton, lots on Mahon Street, 5th Ward, for the sum of \$750.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan,	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

## MOTIONS AND RESOLUTIONS

Mr. Fagan moved

That the following members be excused for absence from Council and committee meetings:

Mr. Dinan on April 14, 15, 21, 22 and 28, 1958.

Mr. Weir on April 21, 1958.

Which motion prevailed.

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Mr. Fagan moved

That the Minutes of Council of  
Monday, April 21, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Counahan,  
Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, May 5, 1958

No. 18

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 5, 1958

Council met.

Present:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Absent:

Mr. Counahan

The Chair:

Members of Council and Ladies and Gentlemen, we are honored this afternoon by the presence of Rev. W. Ralph Kier, Pastor, Avalon United Presbyterian Church, who will deliver the invocation.

Rev. W. Ralph Kier, Pastor, Avalon United Presbyterian Church, offered the following prayer:

Almighty and eternal God; Thou who dost ever lead us by the light of Thy Truth, and the counsel of Thy Spirit; incline Thine ear to us as we call upon Thy name this day.

We come unto Thy presence with heavy hearts and sorrowful souls as we

mark the passing of one of our brethren in service. Wilt Thou, O Lord, in Thine mercy, speak unto the hearts of his loved ones, and grant to them the abiding peace of Thy eternal presence. And we beseech Thee, our Father, that Thou wilt hallow the memories of his service and fellowship which these, who labored together with him, have known.

Grant, we beseech Thee, O Lord, that we, assembled here in this hour, may be so strengthened by Thy Spirit, that we may serve our City, our community, in newness of life; to the honor and glory of Thy holy name, to whom we ascribe all glory and majesty, dominion and power, both now and forever; through Jesus Christ our Lord, Amen.

The Chair:

Thank you Reverend Kier for your very inspiring prayer.

Mr. Fagan moved

That Council recess until Thursday, May 8, 1958, at 1:00 o'clock P. M. out of respect to the memory of Charles F. Dinan, late Member of Council.

Which motion prevailed.

And Council recessed.

Pittsburgh, Pa.,

Thursday, May 8, 1958.

And the hour of 1:00 o'clock, P. M., having arrived and the time of the recess having expired, the Council reconvened, and there were present:

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Absent:—

Mr. Counahan.

## PRESENTATIONS

Mr. Rodgers presented

No. 746. An Ordinance regulating the discharge of waste materials into sewers of the City of Pittsburgh; prohibiting the discharge therein of wastes which may damage the sewers or other sewage facilities of the City of Pittsburgh or of the Allegheny County Sanitary Authority or which may interfere with sewage treatment processes; and providing penalties for violation.

Which was read and referred to the Committee on Public Works.

## UNFINISHED BUSINESS

The Chair took up

Bill No. 670. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$6,689.12, for payment of employees, Department of Lands and Buildings and Department of Water, whose names will appear on a special payroll submitted for the period from October 1, 1957, to December 31, 1957; and for the period from January 1, 1958, to March 31, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law."

In Council, April 28, 1958, bill read and laid on the table pending receipt of Certificate of Emergency signed by the Mayor and the City Controller.

Which was read.

The Chair presented

No. 747.

## CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, The Director of the Department of Lands and Buildings and the Director of the Department of Water, in letters addressed to the Mayor and City Controller under date of April 17, 1958, have stated that an emergency has arisen in the Department of Lands and Build-

ings and Department of Water, requiring certain employees of the various above named departments to perform emergency services for the benefit of the City for which they were not fully compensated during the period from October 1, 1957, to December 31, 1957; and for the period from January 1, 1958, to March 31, 1958, inclusive; and

Whereas, It is necessary that additional funds be provided for additional compensation to those employees aforementioned, who performed these emergency services for the benefit of the City of Pittsburgh and for which they have not been fully compensated; and

Whereas, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances; Now, Therefore,

We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh, the existence of an emergency requiring the appropriation of an amount not to exceed \$6,689.12, for the payment of extra compensation due employees whose names will appear on a special payroll submitted by the respective departments and chargeable to the following code accounts:

Code Account No.	Title	Amount
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### DEPARTMENT OF LANDS AND BUILDINGS

#### Bureau of Repairs

1366,	Salaries and Wages, Regular and Temporary Employees	\$ 109.60
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### DEPARTMENT OF WATER

#### Filtration Division

1743,	Wages, Temporary Employees	\$ 83.00
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#### Mechanical Division

1756,	Salaries and Wages, Regular Employees	\$ 416.12
1757,	Wages, Temporary Employees	532.43
1761,	Wages, Regular Employees	303.95

Distribution Division

1775, Salaries and Wages, Regular and Temporary Employees -----\$1,455.01

Total, 4th Quarter of 1957-----\$2,900.11

DEPARTMENT OF LANDS AND BUILDINGS

Bureau of Repairs

1366, Salaries and Wages, Regular and Temporary Employees -----\$ 36.00

DEPARTMENT OF WATER

Filtration Division

1743, Wages, Temporary Employees -----\$ 109.20

Mechanical Division

1756, Salaries and Wages, Regular Employees -----\$ 740.40

1757, Wages, Temporary Employees ----- 66.70

1761, Wages, Regular Employees 63.12

Distribution Division

1775, Salaries and Wages, Regular and Temporary Employees -----\$2,773.59

Total, 1st Quarter of 1958-----\$3,789.01

GRAND TOTAL-----\$6,689.12

DAVID L. LAWRENCE

Mayor

EDWARD R. FREY

City Controller

Dated: May 5, 1958.

Which was read, received and filed.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Fagan presented

No. 748. Report of the Committee on Finance for April 29, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 418. An Ordinance entitled, "An Ordinance establishing a schedule of fees for the administration of the Zoning Ordinance of the City of Pittsburgh."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 700. An Ordinance entitled, "An Ordinance authorizing the

City Controller to liquidate encumbered funds in various ordinances from prior years, which are charged to various code accounts in the Department of Water, and to revert the sums into the unencumbered balances of the parent code accounts."

Which was read.

Also

Bill No. 701. An Ordinance entitled, "An Ordinance repealing Ordinance No. 350, approved September 19, 1957, entitled, 'An Ordinance providing for a contract or contracts for concrete encasement of the City's water main trunk line at Station 4+76 in Millvale Borough, and pertinent work thereto, and providing for the payment of the cost thereof.'"

Which was read.

Also

Bill No. 703. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Nature Museum in Frick Park, East of Beechwood Boulevard in the vicinity of the existing Office Building, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 704. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Service Unit and related facilities in Frick Park located east of Beechwood Boulevard and north of English Lane, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 705. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of buckets, for the Warehouse, Department of Supplies, and for the payment thereof."

Which was read.

Also

Bill No. 722. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Chairman of the City Planning Commission to enter into an agreement with the Urban Redevelopment Authority of Pittsburgh to provide for the performance of certain planning work for the Chateau Street West Urban Renewal Area Plan and Proposal by the Department of City Planning and for the payment of certain compensation to the City of Pittsburgh."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 715. An Ordinance entitled, "An Ordinance transferring the sum of \$3,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1467-1, Dredging River Bed for Fire Boat Dock, Bureau of Fire, Department of Public Safety."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 716. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the dredging of the harbor facilities for the Police and Fire Boats, left bank of the Monongahela River at Fourth Street, South Side, Pittsburgh, Pa., for the Department of Lands and Buildings and for the payment of the cost thereof."

In Committee on Finance, April 29, 1958, bill read and amended by adding at the end of Section 1 the words, chargeable to Code Account No. 1467-1, Dredging River Bed for Fire Boat Dock, Bureau of Fire, Department of Public Safety," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Fagan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 717. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the masonry pointing and cleaning of the No. 1 Police Station at Water and Short Streets, Pittsburgh, Pa., for the Department of Lands and Buildings, and for the payment of the cost thereof."

In Committee on Finance, April 29, 1958, bill read and amended in Section 1 by adding at the end thereof the words, "chargeable to Code Account No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Fagan moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 707. Resolution exonerating the City tax for the year 1932, in the sum of \$42.55 against certain property in the Sixth Ward of the City of Pittsburgh, then owned by William Hardy and Joseph Ruffa, for the reason that the said tax was liened at No. 6948 October Term, 1935, the lien being satisfied in January, 1940, due to an error in the lien, and the property has since changed ownership.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Fagan (Pres't
Mr. Olbum	Pro tem.)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 708. Resolution authorizing the issuing of a warrant in favor of Akins Oldsmobile, Inc., and Motors Insurance Corporation, 5182 Liberty Avenue, Pittsburgh 24, Pa., in the sum of \$134.05 in full settlement of claim against the City of Pittsburgh for automobile damaged November 18, 1957, at Penn Avenue and North St. Clair Street, by Department of Water truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 710. Resolution authorizing the issuing of a warrant in favor of Evelyn G. Lauten, 1422 Cleveland Road, Glendale, California, in the sum of \$220.00 in full settlement of her claim against the City of Pittsburgh for sidewalk at 1640 to 1652 Jancey Street damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Also

Bill No. 697. Resolution authorizing and directing the Treasurer of the City of Pittsburgh to make all required payments to provide coverage under the Social Security Program for those employees presently employed by the Allegheny County Health Department who were employed by the City of Pittsburgh Department of Public Health during the period beginning January 1, 1956, and prior to January 1, 1957, into the Social Security Fund established by the County of Allegheny for payment of the employer's contribution under the Social Security Program, and empowering the Governing Body of the City of Pittsburgh to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay into the Social Security Fund established by the County of Allegheny, for payment of the employer's contribution under the Social Security Program.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 698. An Ordinance entitled, "An Ordinance making an additional appropriation of \$17,100.00 to Code Account No. 57, Social Security Fund, for the purpose of providing sufficient funds to cover payments to the United States Government for coverage of employees of the Allegheny County Health Department participating in the Federal Social Security Program as of January 1, 1956, and who were employees of the City of Pittsburgh Department of Public Health during the calendar year beginning January 1, 1956."

In Committee on Finance, April 29, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a Certificate of Emergency signed by the Mayor and the City Controller relating thereto.

Which was read.

Also

No. 749.

#### CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13, of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency, when special appropriations may be made to meet the same; and,

Whereas, by Ordinance No. 514, approved December 21, 1956, the sum of

\$312,000.00 was appropriated to Code Account No. 57, Social Security Fund, to cover payments by the City to the United States Government for the employee groups participating in the Federal Social Security Program; and,

Whereas, by Resolution No. 363, approved September 26, 1957, it is provided that Social Security coverage for City employees shall commence as of January 1, 1956; and,

Whereas, by Ordinance No. 479, approved December 17, 1957, the further sum of \$300,000.00 was appropriated to said Code Account for the same purpose; and,

Whereas, in order to provide the funds required to make payments to the United States Government for coverage under the Social Security Program for these employees presently employed by the Allegheny County Health Department who were employed by the City of Pittsburgh Department of Public Health during the period beginning January 1, 1956, and prior to January 1, 1957, through the Social Security Fund established by the County of Allegheny, for payment of the employer's contribution under the Social Security Program, pursuant to Resolution No. ----, approved----- a further appropriation of \$17,100.00 is necessary for an additional year's coverage; and,

Whereas, the City Treasurer of the City of Pittsburgh in letters addressed to the Mayor and the City Controller, dated April 28, 1958, has stated that by virtue of the aforesaid Resolution providing for commencement of Social Security coverage for participating employee groups as of January 1, 1956, and the last above-mentioned Resolution extending Social Security status of these employees of the Allegheny County Health Department who were formerly employed by the City of Pittsburgh, Department of Public Health, for the year beginning January 1, 1956, and prior to January 1, 1957, an additional appropriation of \$17,100.00 is required; and,

Whereas, the foregoing appear to be good and sufficient reasons to impel the certification of an emergency under the circumstances;

Now, Therefore, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh,

and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring an additional appropriation of \$17,100.00 to Code Account No. 57, Social Security Fund.

DAVID L. LAWRENCE,  
Mayor

EDWARD R. FREY,  
City Controller

Dated: April 29, 1958.

Which was read, received and filed.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 699. An Ordinance entitled, "An Ordinance transferring the sum of \$43,627.00 from Code Account No. 1707, Rehabilitation and Reconditioning of Water System, Administration Division, to Code Account No. 1775, Salaries and Wages, Regular and Temporary Employees, Distribution Division, Department of Water."

In Committee on Finance, April 29, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller relating thereto.

Which was read.

Also

No. 750.

#### CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually to general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, by Ordinance No. 491, approved December 30, 1957, four (4) temporary plumbers and three (3) temporary meter repairmen were to be engaged in rehabilitation work for the year 1958 but the positions were created without the appropriation of additional funds for the payment of these employees; and

Whereas, these employees are engaged in maintaining, repairing, replacing and servicing of inoperative water meters and performing other plumbing duties required for the rehabilitation and reconditioning of the water system; and

Whereas, no funds were provided for these positions and in order to meet this portion of the payroll, an emergency has arisen in the Distribution Division, Department of Water, requiring the transfer of \$43,627.00 to Code Account No. 1775, Salaries and Wages, Regular and Temporary Employees, Distribution Division, Department of Water; and

Whereas, such appears to be a good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, we, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council the existence of an emergency requiring the transfer of \$43,627.00 to Code Account No. 1775, Salaries and Wages, Regular and Temporary Employees, Distribution Division, Department of Water.

DAVID L. LAWRENCE,  
Mayor

EDWARD R. FREY,  
City Controller

Dated: April 18, 1958.

Which was read, received and filed.



Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 706. An Ordinance entitled, "An Ordinance amending Ordinance No. 1, approved January 24, 1958, entitled, 'An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh, in an amount not exceeding \$2,810.00, for payment of employees, Department of Lands and Buildings, whose names will appear on a special payroll submitted for the period from October 1, 1957, to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law,' by adding thereto the words, 'and for the period from January 1, 1957, to December 31, 1957.'"

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time.

Mr. Fagan moved

That the bill be amended by adding after the title the following Whereas Clause:

"Whereas, A certificate of emergency signed by the Mayor and the City Controller relating to this matter has been filed with Council; Now, therefore,

Which motion prevailed.

And the bill, having been printed as amended and placed upon the members' desks, was agreed to on second reading, as amended.

The Chair presented

No. 751.

#### CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, the Director of the Department of Lands and Buildings, in letters addressed to the Mayor and the City Controller under date of January 13, 1958, has stated that an emergency had arisen in the Department of Lands and Buildings requiring certain employees of the above-named department to perform emergency services for the benefit of the City for which they were not fully compensated during the period of October 1, 1957, to December 31, 1957, inclusive; and

Whereas, the extra work performed embraced the period from January 1, 1957, to December 31, 1957, rather than the period from October 1, 1957, to December 31, 1957, as stated in the previous Certificate of Emergency; and

Whereas, it is necessary that additional funds be provided for additional compensation to those employees aforementioned, who performed these emergency services for the benefit of the City of Pittsburgh and for which they have not been fully compensated; and

Whereas, such appears to be a good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify

to the Council of the City of Pittsburgh, the existence of an emergency requiring the appropriation of an amount not to exceed \$2,810.10 for the payment of extra compensation due employees whose names will appear on a special payroll submitted by the respective department and chargeable to the following code accounts:

DEPARTMENT OF LANDS AND  
BUILDINGS

Bureau of Repairs

Code Account No. 1366,  
Salaries and Wages, Regular  
and Temporary Employees--\$ 24.00

Bureau of Operating Maintenance

Code Account No. 1368,  
Salaries and Wages, Regular  
Employees -----\$2,258.00

Municipal Hospital

Code Account No. 1369,  
Salaries and Wages, Tempo-  
rary Employees -----\$ 528.10  
\$2,810.00

DAVID L. LAWRENCE,  
Mayor  
EDWARD R. FREY,  
City Controller

Dated: May 5, 1958.

Which was read, received and filed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:--

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 752. Report of the Committee on Public Works for April 29, 1958,

transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 728. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of tools for sewer cleaning machine for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 729. An Ordinance entitled, "An Ordinance accepting the dedication of Kearns Place, as laid out in 'Arnold Acres Plan of Lots Addition No. 1' and 'Arnold Acres Plan of Lots Addition No. 2,' from Kearns Avenue to the southerly terminus of Kearns Place in the Twenty-eighth Ward of the City of Pittsburgh, by Raymond J. Kronz and Elizabeth P. Wronz, his wife, for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway thereof, establishing the grade thereof and accepting the grading, paving, curbing and sewerage thereof."

Which was read.

Also

Bill No. 731. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Strachan Avenue, from Potomac Avenue to Ordinance Avenue, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 732. An Ordinance entitled, "An Ordinance accepting the dedication from Public Parking Authority of Pittsburgh of certain premises in the Second Ward as a public street or alley, opening the same as a public street or

alley to be known as Mentor Way, and fixing the grade thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Rodgers also presented

No. 753. Report of the Committee on Public Works for May 2, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 419. An Ordinance entitled, "An Ordinance to regulate and restrict the location, use and occupancy of buildings, structures and land for trade, industry, residence, and for public and semi-public and other specified uses—to regulate and limit the height and bulk of buildings and other structures—to regulate and determine the area of yards, courts and other open spaces—to regulate and limit the density of population—and for said purposes to divide the City into districts; to provide for the enforcement and administration—to prescribe penalties for the violation of its provisions; and repealing Ordinance No. 372 passed by the City Council of Pittsburgh July 30, 1923, approved by the Mayor August 9, 1923, as recorded in Ordinance Book, Volume 34, Page 556, and all amendments thereto."

In Committee on Public Works, April 29, 1958, bill read and amended as shown in red, and laid on the table.

In Committee on Public Works, May 2, 1958, bill read and further amended as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Rodgers moved

That the amendments of the Committee on Public Works be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Rodgers moved

That Rule VIII be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Weir:

Mr. President, before the meeting today, Mr. J. E. Headley, who is Chairman of the Zoning Committee of the Greater Pittsburgh Board of Realtors spoke to me, stating he as chairman of the committee, on behalf of the Greater Pittsburgh Board of Realtors, wished to make some comments on the zoning ordinance. I explained to him that this is a legislative session and that his request could not be complied with. He submitted a letter to me, and for him, entirely on his behalf, I desire to read into the record the statement of the Greater Pittsburgh Board of Realtors, which would have been read by him if he were able to do so.

#### GREATER PITTSBURGH BOARD OF REALTORS

Penn Sheraton Hotel,  
Pittsburgh, May 8, 1958

To the Members of City Council  
of the City of Pittsburgh

Gentlemen:

I am appearing before your body as the official representative of the Greater Pittsburgh Board of Realtors.

Our Board wishes to go on record commending the work of the Planning Commission in the drafting of the ordinance that is before you for consideration. We realize that the existing ordinance, with its many amendments, has become an unworkable document and wholeheartedly approve their action in presenting for your consideration this up-to-date ordinance.

The Greater Pittsburgh Board of Realtors, however, would like to call to your attention certain provisions which, after much consideration, we feel will work a hardship on property owners and the future development within the City of Pittsburgh.

Our objections are as follows:

(1) While we wholeheartedly approve of the idea of establishing institutional districts, it is our opinion that within the Oakland area the institutional district should be confined to the properties presently occupied for such purposes until our great civic and educational institutions are in a position to clearly indicate the areas that will be required for their future growth. If the areas presently designated as an institutional district and not presently used for such purposes are continued under such classification it will work a hardship on property owners, in view of the fact that much of the area so designated may never be used for institutional purposes.

(2) We realize there is much to be said in favor of the thought of limiting the use of properties within a certain area to that purpose for which the entire area is zoned. However, it is the opinion of our Board that the provision of the existing ordinance which permits properties to be used for the purpose for which the area is zoned or any higher use is much preferred and we therefore recommend that the permitted uses be expanded to this extent.

(3) It is the opinion of our Board that the side yard requirements in resi-

dential areas should be reduced to the minimum contained in the existing ordinance. Our thought in this connection is that lot plans for most of the City are already on record and the increased side yard requirements proposed will work a hardship on developers.

(4) We asked all of our members to study the zoning maps and to furnish us with any inequities they found. Either the Planning Commission has done an outstanding job of drafting the maps or the members of our Board did a poor job of examining them and I, for one, am inclined to believe that the former is true and that the maps have been well drawn.

The result of our survey has brought to our attention only one case, and that is an area in the Seventh Ward fronting on the Pennsylvania Railroad between Summerlea Street and Tay Way, which the present map zones as R-4, and it is the opinion of our Board that this small area should be zoned M-3.

Again, the Greater Pittsburgh Board of Realtors want to compliment the Planning Commission on their fine job and, at the same time, request your body to give consideration to our suggestions.

Very truly yours,

GREATER PITTSBURGH  
BOARD OF REALTORS  
J. E. HEADLEY, Chairman  
Zoning Committee.

Mr. Fagan:

Mr. President, I think the communication should be received and filed. After ten years of struggling on the part of the City Planning Commission and the time that Council and everybody else has spent in connection with trying to produce both a map and plans and zoning, the City Planning Commission, the Director and also the staff and public officials like Dr. Watson and Messrs. Martin, Froehlich, Beed, Towns, Devlin and Willis are to be commended for the outstanding job they done.

If there is anyone that hasn't been heard, it is his own fault. We had nine sectional meetings in the City of Pittsburgh, and some in the Council Chamber. If they want to moan, as far as I am concerned, let them moan.

**Mr. Weir:**

I think there has been some misunderstanding. It may have been the way I read the letter. The letter, I take it, is highly complimentary.

**The Chair:**

If we incorporate it in the Minutes, it is going to be an added expense. After the ordinance is passed, they can appear before the Council.

**Mr. Fagan:**

Before I left the floor, I forgot to mention David Stahl, Assistant City Solicitor, who did much in the preparation of this zoning ordinance.

**Mr. Jones:**

Mr. President, I believe Mr. Fagan's motion "to be received and filed and a copy of it be forwarded to the City Planning Commission," would be appropriate. I would not want it to go out that we are not open for suggestions. We are not maintaining that it is letter-perfect or perfect in every detail. I rather enjoy thinking that the Board was trying to compliment us. Mr. Fagan has been profuse in giving recognition to everyone that helped us with this ordinance. I want to, as Chairman of the Committee who was responsible for trying to expedite it through Council, pay homage to members of this body who gave their time at night, going out into the various districts. I thought it was public service above and beyond the call of duty. We have not done it before. As I think of it, I think Mr. Dinan, who knows but what he did so under extreme hardship. He was there every night and worked diligently. I want to reiterate again. I think Council, too, can take a bow because we have met our deadline. We have put into progress, into motion the people that want to get started on building and eliminated the indecision surrounding the passing of this ordinance. I hope it will spark the contractors locally and eliminate some of the unemployment.

Thank you, Mr. President and members of Council, for your help. You should all take a bow, and take a little of this credit yourself. Especially you, Mr. President, who was out in all kinds of weather—so that the public could understand what we were trying to do.

**Mr. Fagan:**

Mr. President, in connection with what Mr. Jones said, it was stated in the public meetings, not once, twice or thrice, it wasn't a perfect document. There is no perfect man or institution. It is like the Constitution of the United States; it is subject to amendment. There is room for the realtors or anybody else that wants to come in here and discuss it with Council at any time they want to, or with the City Planning Commission.

**Mr. Jones:**

Mr. President, I will second the motion if Mr. Fagan will permit me to suggest that the communication be forwarded to the City Planning Commission.

This was agreed to, and a copy of the communication from J. E. Headley, Chairman, Zoning Committee, Greater Pittsburgh Board of Realtors, was forwarded to the City Planning Commission.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Jones presented**

No. 754. Report of the Committee on Public Service and Surveys for April 29, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 723. An Ordinance entitled, "An Ordinance re-establishing the

grade of Belhurst Avenue, from Windgap Avenue to Warfle Street."

Which was read.

Also

Bill No. 724. An Ordinance entitled, "An Ordinance establishing the grade of McKenna Avenue, from the angle in the City Line at the east line of Arnold Acres Plan to Poplar Street."

Which was read.

Also

Bill No. 739. An Ordinance entitled, "An Ordinance granting unto the Civic Center Motor-Hotel, Inc., 3918 Forbes Avenue, Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense a reinforced concrete vault with fixed and hinged steel grating to be used for electrical purposes; vault to be in the southerly sidewalk area of Forbes Avenue, Fourth Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. D'Ascenzo (for Mr. Counahan) presented

No. 755. Report of the Committee on Filtration and Water for April 29, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 702. An Ordinance entitled, "An Ordinance providing for a contract or contracts for rehabilitation and modernization of electrical switchgear and appurtenances at Howard Pumping Station, Department of Water, and providing for the payment of the cost thereof.

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 756. Report of the Committee on Lands, Buildings and Housing for April 29, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 719. Resolution authorizing sale to Martin L. Coyne and Mary L. Coyne, his wife, lots on Kerr Street, 20th Ward, for the sum of \$700.00.

Which was read.

Also

Bill No. 720. Resolution author-

izing sale to Marie A. Krug, lots on Mar-omas Street, 14th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 721. Resolution author-izing sale to Sadie O. Yuille and Lillie A. Yuille, her mother, lot on Oberlin Street, 12th Ward, for the sum of \$350.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to al-low the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Coun-cil being in the affirmative, the resolu-tions passed finally.

#### MOTIONS AND RESOLUTIONS

Mrs. D'Ascenzo presented

No. 757. Whereas, It is necessary to replace the tile in the main fountain in Mellon Square Park in accordance with the original contract agreement for the construction thereof; and

Whereas, The Allegheny Conference on Community Development is to act as the contracting agent; and

Whereas, The Allegheny Conference on Community Development requests the right or privilege to permit its agents and employees to enter upon Mellon Square Park for the purpose of replacing said tile and for the execution of any other work incidental thereto; Now, Therefore, Be It

Resolved, That the Council of the City of Pittsburgh does hereby grant to the Allegheny Conference on Community De-velopment, its agents and employees, the right and privilege to enter upon Mellon Square Park for the purpose of replac-

ing said tile and for the execution of any other work incidental thereto.

Which was read.

Mrs. D'Ascenzo moved

The adoption of the resolution.

Mrs. D'Ascenzo:

Mr. President, the resolution I just presented is self-explanatory. The work is going to be expedited so that the fountains will be reopened at the earliest possible date. The new work involved will be as beautiful as it was before.

And the question recurring on the mo-tion, that the resolution be adopted,

The motion prevailed.

Mr. Fagan:

Mr. President, I rise to a question of personal privilege, and ask that the state-ment I gave to the press at the time of the death of our colleague, Charles F. Dinan, be made part of today's meeting:

"I was shocked beyond words when I learned of the death of my friend and colleague, Charles F. Dinan.

"He was a real personal friend and one of God's noblemen. He was an unusual outstanding public servant, who believed and practiced that a public office is a public trust; and he gave of his time, energy, ability, intellect and labor to serve the best interests of all the citi-zens of this great city of ours.

"Councilman Dinan had ambition, but it was constructive and noble, and we are all poor in the loss of a friend and an outstanding public servant."

Mr. Fagan moved

That the President of Council be requested to appoint a special com-mittee of Council to draft a suitable me-morial resolution on the death of our colleague and friend, Charles F. Dinan.

Which motion prevailed.

And the Chair appointed as members of said special committee, Messrs Fagan, Olbum and Rodgers.

Mr. Jones moved

That the Minutes of Council of Monday, April 28, 1958, be approved.

Which motion prevailed.

Mr. Fagan moved

That Council adjourn out of respect to the memory of our late colleague and friend, Charles F. Dinan.

Which motion prevailed by a rising vote and a moment of silence.

And,

Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXVII.

Monday,, May 12, 1958.

No. 19

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 12, 1958

Council met.

Present:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Absent:—

Mr. Counahan

The Chair:

Members of Council and Ladies and Gentlemen, we are honored this afternoon by the presence of Rev. Thomas Dolinay, Pastor, St. Pius the Tenth Byzantine Church, who will deliver the invocation.

Rev. Thomas Dolinay, Pastor, St. Pius the Tenth Byzantine Church, offered the following prayer:

O God, the Creator of all things and the Giver and the Sustainer of life, Who has made man to Thy image and likeness so that man might come to know, love and serve Thee, His Lord and Master, in this life, and enjoy eternal happiness in the next, grant Thy abundant blessings to the members of this Coun-

cil. May Thy light guide them in conducting the complex affairs of this City, that Thy Eternal Justice may prevail.

May Thy Grace fill them with a fortitude which will cause them to disregard mere human respect and self interest in their decisions, strengthening their minds and wills in a course of action which will be just and promote the common good of those residing within the jurisdictional bounds of this City.

May their authority to rule, which they have received from You, the Supreme Lawgiver and Final Judge of all mankind, be wisely used for Thy greater honor and glory and for the greater temporal and spiritual advancement of all concerned, so that both they and we might all have a greater share in the goodness which You have provided man on this earth, and some day a greater share in the goodness of heaven which you have prepared for those who love and serve You.

Grant, O Lord, to Thy departed servant, Charles Dinan, for many years a member of this august Council, Eternal Rest. May Thy Perpetual Light shine upon him.

Make provision, O God, that the new member of this Council may be possessed of a high-mindedness and sense of civic obligation which would aid him in dispensing the duties of this high office in accordance with Thy will. Amen.

The Chair:

Thank you Father Dolinay for your very inspiring prayer.

#### PRESENTATIONS

Mrs. D'Ascenzo (for Mr. Counahan)  
presented

No. 758. Communication from

the Department of Water submitting report of overtime services performed by employees in the department during the month of April, 1958.

Also

No. 759. Communication from the Department of Water submitting report of John A. Murphy, Director, and Morris L. Wolf, Chief Engineer, of their attendance at the convention of the 78th Annual Conference of the American Water Works Association at Dallas, Texas, April 20-25, 1958.

Also

No. 760. Report of the Board of Water Assessors for the year 1957.

Which were severally read and referred to the Committee on Finance.

Also

No. 761. An Ordinance providing for a contract or contracts for replacement or extension of cast iron water pipe lines in various locations of the City of Pittsburgh, and other work incidental thereto including engineering and other necessary expenses, and for the payment of the cost thereof.

Which was read and referred to the Committee on Filtration and Water.

Mrs. D'Ascenzo presented

No. 762. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the rehabilitation of the Phipps Conservatory, Schenley Park, and providing for the payment of the cost thereof.

Also

No. 763. An Ordinance providing for a contract or contracts for the rehabilitation and installation of heating and electrical facilities at the King House adjacent to Highland Park, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Which were read and referred to the Committee on Finance.

Mr. Fagan presented

No. 764. An Ordinance amending Ordinance No. 208, entitled, "An Ordinance authorizing a contract or contracts for the construction of a Fire

and Police Training School on Washington Boulevard, Pittsburgh, Pennsylvania, and for the payment of the cost thereof," approved June 6, 1957, to increase the funds authorized for the construction of the Fire and Police Training School.

Also

No. 765. Communication from the Department of Lands and Buildings requesting permission to change the type of door for new Engine House No. 23 on Brownsville Road at Cherryhill Street, 29th Ward.

Also

No. 766. Communication from the Department of Lands and Buildings requesting permission to place fire insurance on certain properties under the jurisdiction and control of said department.

Which were severally read and referred to the Committee on Finance.

Also

No. 767. Resolution authorizing sale to Edward G. Buczek, 1/2 of lot on Sierra Street, 16th Ward, for the sum of \$300.00.

Also

No. 768. Resolution authorizing sale to Albert Colletto and Frances Colletto, his wife, lot on Broadhead Street, 12th Ward, for the sum of \$300.00.

Also

No. 769. Resolution authorizing sale to Henry C. Craig and Rebecca Craig, his wife, lots on Monongahela Street, 15th Ward, for the sum of \$800.00.

Also

No. 770. Resolution authorizing sale to Frank Dza-dony and Stella Dza-dony, his wife, lots on Municipal Street, 20th Ward, for the sum of \$500.00.

Also

No. 771. Resolution authorizing sale to George G. Jamison and Mary J. Jamison, his wife, lot on Kiralfy Street, 19th Ward, for the sum of \$250.00.

Also

No. 772. Resolution authorizing sale to Carmen M. Nicolella and John S. Nicolella, lots on Mifflin Road, 31st Ward, for the sum of \$2,400.00.

Also

No. 773. Resolution authorizing sale to Samuel J. Petrucci and Thresa Petrucci, his wife, lot on Loretta Street, 15th Ward, for the sum of \$500.00.

Also

No. 774. Resolution authorizing sale to Mary Setta, lots on Stillwell Street and Wabana Street, 26th Ward, for the sum of \$800.00.

Also

No. 775. Resolution authorizing sale to William A. Tetmyer and Margaret C. Tetmyer, his wife, part of lot on Haller Street, 27th Ward, for the sum of \$400.00, and repealing Resolution No. 624, approved December 1, 1955.

Also

No. 776. Resolution repealing Resolution No. 285, approved June 12, 1956, authorizing sale to Tom Ballistreri and Evelyn M. Ballistreri, his wife, lot on Rutherford Avenue, 19th Ward, for the sum of \$300.00.

Also

No. 777. Resolution repealing Resolution No. 286, approved June 12, 1956, authorizing sale to Tom Ballistreri and Evelyn M. Ballistreri, his wife, lot on Rutherford Avenue, 19th Ward, for the sum of \$300.00.

Also

No. 778. Resolution repealing Resolution No. 287, approved June 12, 1956, authorizing sale to Tom Ballistreri and Evelyn M. Ballistreri, his wife, lot on Rutherford Avenue, 19th Ward, for the sum of \$300.00.

Also

No. 779. Resolution repealing Resolution No. 227, approved June 13, 1957, authorizing sale to John Casatelli and Mary Casatelli, his wife, lots on Campania Avenue, 12th Ward, for the sum of \$1,800.00.

Also

No. 780. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Helen S. Patterson for property on Oakglen Street, 28th Ward, which was acquired at City Treasurer's Sale No. 672 of 1953, upon payment of all taxes, penalties, interest and costs.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 781. Resolution approving project of the Urban Renewal Area in the district bounded by East and West Stockton Avenue; Union Avenue; East and West Montgomery Avenue; Sherman Avenue to West Ohio Street; West Ohio Street to Pittsburgh, Fort Wayne and Chicago Railroad underpass; Pittsburgh, Fort Wayne & Chicago Railroad Right-of-Way to West Stockton Avenue.

Which was read and referred to the Committee on Finance.

Also

No. 782. Communication from the Center Lumber Company requesting the improvement of Passavant Way between Center Avenue and Heldman Street, 3rd Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 783. An Ordinance re-establishing and establishing the grade of Mt. Royal Road, from a point 60.0 feet south of the northerly line of the S. Profeta Plan to the common westerly line of Lot No. 11 and Lot No. 12 of the Mount Royal Terrace Plan.

Also

No. 784. An Ordinance re-establishing the grade of Victor Way, from Meadow Street to Winslow Street.

Also

No. 785. An Ordinance authorizing and directing the Mayor and proper officers of the City of Pittsburgh to enter into an Agreement with the Pittsburgh Railways Company with reference to the abandonment of street railway facilities along Pittsburgh Railways Route No. 68, in conjunction with the City's reconstruction of Murray Avenue, between Forbes and Hazelwood Avenues; and also the abandonment of street railway facilities on Pittsburgh Railways Route No. 60 on Shady Avenue between Penn and Forbes Avenues.

Also

No. 786. An Ordinance authorizing and directing the Mayor and proper

officers of the City of Pittsburgh to enter into an Agreement with the Pittsburgh Railways Company for the abandonment of street railway facilities on Atwood Street between Forbes Avenue and Bates Street, and on Bates Street between Atwood and Semple Streets.

Also

No. 787. Communication from the Department of City Planning recommending change of name of Barbeau Street and Short Street, in the Point Area, to Commonwealth Place.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Olbum presented

No. 788. Communication from the Department of Public Safety requesting permission for Assistant Superintendent of Police, Francis J. Schafer to attend the 4th Annual Institute on Police-Community Relations at Michigan State University, from May 18 to 23, 1958.

Also

No. 789. Communication from the Department of Public Safety submitting report of Carl J. Basl, Lieutenant, Bureau of Police, of his attendance at the Eastern Conference of Graduates of Northwestern University, held in Wilmington, Delaware, April 14 and 15, 1958.

Which were read and referred to the Committee on Finance.

Also

No. 790. An Ordinance providing for the letting of a contract for the furnishing and delivery of Electric Typewriters, less trade-ins, for the Bureau of Building Inspection, Department of Public Safety, and for the payment thereof.

Also

No. 791. An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Which were read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 792. An Ordinance authorizing the issuance of a warrant in favor of Allegheny Contracting Industries, Inc., in the sum of \$12,446.25 in payment for emergency work removing dirt, shale and rock from Sycamore Street near the north portal of the Pittsburgh Railways tunnel, for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 793. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of April, 1958.

Which were read and referred to the Committee on Finance.

Also

No. 794. An Ordinance providing for a contract or contracts for the cleaning and painting of the railings and other work incidental thereto on Fort Duquesne Boulevard, from Barbeau Street to Eleventh Street, and for the payment of the cost thereof.

Also

No. 795. Communication from William Robison, 305 LeBlanc Street, requesting the resurfacing of Dornbush Street and Rolfe Street, 13th Ward.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 796. An Ordinance transferring the sum of \$3,565.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1005-2, Printing Municipal Record 1956, City Clerk's Office.

Also

No. 797. An Ordinance providing for the letting of a contract for the furnishing and delivery of Steel Poles and Accessories, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 798. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Shovels for the Warehouse, Department of Supplies, and for the payment thereof.

Also

No. 799. An Ordinance authorizing the issuance of warrants in favor of the following:

Campbell Coal Company—Coal.	\$1,631.57
Dravo-Doyle Co., Salamanders---	152.00
Gulf Oil Corp., Gasoline-----	14.67
Hagan Chemicals & Controls, Chemicals for Boiler Water Cond. -----	9.80
Olson Radio Whse. of Pgh., Elec- tronics Devices for Police----	538.85
Parmelee Motor Fuel Co., Trojan Grease -----	7.50
Service Sales of Pgh., Generator	86.55
Adolf Sufrin, Office Furniture & Equip. -----	956.62
Pittsburgh Office Furniture & Equipment Co., Office Furni- ture and Equipment-----	625.68
Yawman & Erbe Mfg Co., Office Furniture & Equipment-----	150.50
D. S. Gallatin, Office Furniture & Equipment -----	26.00
M. B. Long, Hand Dryers-----	249.50

for materials furnished for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 800. Resolution authorizing the issuing of a warrant in favor of Martin M. Buczynski and Claire C. Buczynski, 223 Amabelle Street, Pittsburgh 11, Pa., in the sum of \$110.20 in full settlement of claim against the City of Pittsburgh for locating leak alleged to be on service line at above address but found to be on City main, and charging same to Code Account No. 46, Judgments.

Also

No. 801. Resolution authorizing the issuing of a warrant in favor of De-lores R. Davis, c/o Wirtzman & Sikov, Esqs., 1201 Plaza Building, Pittsburgh 19, Pa., in the sum of \$1,500.00 in full settlement of suit against the City of Pittsburgh for injuries sustained April 8, 1955 at 74 Melrose Street, and charging same to Code Account No. 46, Judgments.

Also

No. 802. Resolution authorizing the issuing of a warrant in favor of Cad-dell Jones, 3010 Penn Avenue, Pittsburgh

1, Pa., in the sum of \$305.86 in full settlement of his claim against the City of Pittsburgh for parked car in front of home damaged February 17, 1958, by Bureau of Fire truck, and charging same to Code Account No. 46, Judgments.

Also

No. 803. Resolution authorizing the issuing of a warrant in favor of Bernard E. Sands and Nora Sands, 275 Robinson Street, Pittsburgh 13, Pa., in the sum of \$247.60 in full settlement of claim against the City of Pittsburgh for plumbing expense locating leak alleged to be on service line February 18, 1958, at above address but found to be from leaking fire hydrant, and charging same to Code Account No. 46, Judgments.

Also

No. 804. Communication from the Civil Service Commission requesting permission for a representative of the Commission to attend the 30th Annual Eastern Regional Conference sponsored by the Public Personnel Association in Albany, New York, May 6 to 11, 1958.

Also

No. 805. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of April 30, 1958.

Also

No. 806. Communication from Greater Pittsburgh Dairy Industry Association calling attention to the overlapping of fees paid by milk dealers for the months of July and August, 1957.

Also

No. 807. Communication from George W. Shields, Esq., requesting an exoneration of city and school taxes assessed against property of Mrs. Stephen Simms, situate on Yale Street, 25th Ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 808. Communication from Francis P. Anton, Esq., protesting against placing of the property of Dr. J. Clifford Murdoch on Grandview Avenue opposite Cohasset Street and Meridan Street in the Special or Slope classification in the new Zoning Ordinance.

Also

No. 809. Petition for the improvement of Louisiana Avenue, 20th Ward.

Also

No. 810. Petition for the resurfacing of Camella and Christopher Streets with reclaimed asphalt.

Which were severally read and referred to the Committee on Public Works.

Also

No. 811. Petition for one-way traffic on Cannon Street in a westerly direction from Oakwood Road to Turner Street, and on Turner Street in a southerly direction, from Cannon Street to Craftmont Avenue.

Which was read and referred to the Committee on Public Safety.

Also

No. 812. Communication from Mrs. Peter Labash, Jr., requesting refund of money paid for lots purchased from the three taxing bodies situate on Linnview Avenue, 29th Ward.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Also

No. 813. Communications from various individuals protesting removal of St. Peter's Roman Catholic Church located on Fernando Street.

Which was read, received and filed.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan:

Mr. President, on Thursday, May 8, you appointed a committee of three, consisting of Messrs Olbum, Rodgers and myself, to draft suitable resolutions on the death of our colleague and friend, Charles F. Dinan.

Your committee has drafted this resolution, and on behalf of the committee, I wish to present it at this time.

Mr. Fagan presented

No. 814. Charles F. Dinan, 63, who passed away May 4, was born in the Lawrenceville section of the City of Pittsburgh. After graduating from high school, he was employed as a salesman for many years, later working for the

County of Allegheny in various capacities for about 16 years, the last four of which he served as the elected Treasurer of Allegheny County, before becoming a member of the Council.

He was a veteran of World War I and was a member of various military organizations. He was also active in civic affairs as well as many charitable and religious organizations.

As chairman of the Committee on Finance of Council, Mr. Dinan was a staunch defender of the City's credit, and his counsel was sought by people in and out of public service on financial problems. He was a prodigious worker and devoted to the good of the community.

Though a man of strong convictions, he was always sympathetic toward others. He made many friends during his tenure in public office, and those associated with him never ceased to respect his character. He laid down hard rules for his own conduct as a public servant and required those under him to follow the same rigid standards.

Mr. Dinan was married and the father of a daughter. Pittsburgh has benefited by his life and contributions to the community's welfare. His death was a grievous loss not only to his family and many friends, but to this city which he loved and served faithfully.

Therefore, the Mayor and Council express their deep sorrow upon his passing, and move that this resolution be spread upon the record of the Council, and that an engrossed copy be forwarded to the bereaved family.

Which was read.

Mr. Fagan moved

The adoption of the resolution.

Which motion prevailed by a rising vote.

The Chair:

The members of Council, together with the Mayor, will now proceed to elect a member of Council to fill the vacancy caused by the death of Charles F. Dinan.

The Mayor, under the law, is entitled to a vote in an election to fill a vacancy in Council.

I appoint Messrs. Fagan and Olbum to escort the Mayor to the Council Chamber.

And the Committee having returned with Mayor David L. Lawrence, the Chair invited the Mayor of the City of Pittsburgh to a seat on the rostrum.

**The Chair:**

The Committee is discharged with the thanks of Council.

The Clerk will call the roll.

**Present:—**

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir,
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

Mayor David L. Lawrence

**Absent:—**

Mr. Counahan.

**The Chair:**

The order of business before the body now is the election of a member of Council to fill the vacancy caused by the death of Charles F. Dinan.

Nominations are in order.

**Mr. Weir:**

Mr. President, in one month more I will have had the pleasure of serving with you in Council for eleven years. In a certain sense, that has been a long time. They have been strenuous years. I think you will agree they have passed very rapidly. That is due, I believe in a large measure, to the fact that they have been stimulating years; they have been busy years; they have been dramatic and inspiring years. By general acclaim, they are probably the most important years from a standpoint of City Government in the entire long history of the City of Pittsburgh.

Mayor Lawrence, who honors us with his presence here today, has, of course, contributed in a most magnificent fashion to what is called the Pittsburgh Renaissance both in his capacity as Executive head of the government and Chairman of the Urban Redevelopment Authority and in other roles. However, in this body over the years there have been many men who have contributed in a very worthy fashion to the advancement of this program, some of whom unhappily are no longer with us

—having been snatched away in their prime by the cold hand of death—as was our beloved colleague Mr. Charles F. Dinan. Others, more happily, have gone on to the courts and elsewhere and are with us here today for this ceremony.

There has been, I think, a rather unusual turnover in this body in those eleven years. It is a great feeling to me that I can say with absolute sincerity that all the men and women that you and the Mayor and I have voted on to fill vacancies in this Council, I have never had the slightest regret over the casting of one of those votes. We have elected a lot of different types of people, which is a good thing, but each and every man and woman has in his or her own way made a worthy and significant contribution to the welfare of this City and great program in which this City is involved.

Now, we come once more to the election of a Councilman. There have been a number of names mentioned. Each one that I heard was a most worthy candidate. But, when it was suggested to me that we should elect Charles D. McCarthy, I spontaneously said "that's perfect" because with all due respect to every one else, I cannot think of any more perfect candidate at this time for Council. You know that is due, no doubt, to some extent that I feel in him a warm personality and an admirable character; a combination of characteristics which in the vernacular is sometimes referred to as just a "swell guy," and he is that. That is important, too, when you have to get along with other people in the legislative body. But, more important than that, by far, is the training and the education of Mr. McCarthy for this kind of work. When I first knew him he was Chief Accountant in the Public Works Department. At the same time he was struggling to complete his education, which he did complete in Business Administration and a degree in Law. Since that time he has been Assistant City Solicitor, Budget Controller of this Council, Director of Supplies of the City of Pittsburgh, sometimes Deputy Mayor of the City of Pittsburgh and perhaps most important of all, he has now, since its inception, been a member of the Management Advisory Committee which does such important work in the City Government.

Charles D. McCarthy has another important attribute which should not be overlooked. He knows practical politics. He is that rare combination of individual that is so important in government today, who is in one sense a practical politician and in another sense equally a career public servant. Some career public servants manage to acquire political acumen after they get into office. I think, however, it works better, and a man becomes a better rounded personality when it is in the reverse, as it was in Charles D. McCarthy's case.

Mr. McCarthy now lives in the 19th Ward with his lovely wife and children, who are honoring us with their presence. But he was born in that great workshop of practical politics in the 9th Ward, City of Pittsburgh, so if you elect him here today, as I hope you will, you will have in this Council, so far as ability is concerned, a man who has tremendous experience and judgment of government. You will observe a great deal of it is slanted towards the financial aspect of government. All of our problems are entwined with our financial problems. In a sense you might say there is only one problem, the financial one. I have heard the Mayor say that so far as the City Government is concerned, we do not have any problems money won't cure. So, money and finances are our biggest problems. Mr. McCarthy will come to this Council extremely well equipped to deal with this problem. Therefore, it gives me profound pleasure to place in nomination to the vacancy caused by the untimely death of Charles F. Dinan the name of Charles D. McCarthy.

**Mayor Lawrence:**

Mr. President, my pleasure in rising to second the nomination of Charles D. McCarthy as a City Councilman is tempered by the sadness, heavy in all our hearts, over the loss of Councilman Charles F. Dinan.

Few men have been part of Pittsburgh's city government who have contributed more to its efficient functioning, who concerned themselves more with the scope of its operations, or who worked more diligently and effectively for community improvement than did Councilman Dinan.

He was thoroughly experienced in government, particularly in municipal fi-

nances, and he made that experience felt in every phase of Pittsburgh's life. His interest in his city and his dedication to honest, responsive government have left an impact which will benefit all citizens for many years to come.

Highly principled in his ideals, determined in his purpose, intensely devoted to the community he loved, he set a standard of public service and a pattern of public responsibility which will be difficult for another person to fulfill.

Pittsburgh is fortunate, however, that a man with similar wide experience in government, with the same love for his city, and with the same concept of public duty is available to take the seat in this Council which has been vacated by Councilman Dinan.

Although still a relatively young man, Charles D. McCarthy has a long and exemplary record of municipal service, in which he has employed his talents and his training as a lawyer, as an accountant, and as an outstanding public administrator.

From the start of his City service as a secretary in the Mayor's Office, through his performance as chief accountant in the Department of Public Works, as an assistant city solicitor, as budget controller, as executive secretary to the Mayor, and as Director of Supplies, he has gained a knowledge of municipal operations which is remarkably broad. I doubt if any man, other than the late William A. Magee, ever came to City Council with a more experienced background in the city's government. No where will this background and this knowledge be of more importance than in the field of municipal finance, in which Councilman Dinan was especially expert.

To replace Chick Dinan in City Council is a difficult task, indeed. I know of no man better qualified to succeed him and better equipped to carry on his work than Charles D. McCarthy, whose nomination I am proud and happy to second this afternoon.

**The Chair:**

Are there any further nominations?



Mr. Fagan moved

That the nominations close on the name of Charles D. McCarthy.

(Seconded by Mr. Jones).

And on the question, the Chair declared the ayes to have it, and the nominations closed.

The Chair:

The question is on the election of Charles D. McCarthy to be a member of Council to fill a vacancy for the unexpired term until the next Municipal Election.

And on the election of Mr. McCarthy, the Clerk will call the roll.

And the roll having been called, the votes for Mr. McCarthy were as follows:

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. Gallagher (Pres't)	

Mayor Lawrence.

And Charles D. McCarthy having received all of the votes of the members of Council present, constituting a majority, and the vote of the Mayor, is duly elected to fill the unexpired term of Mr. Dinan, deceased, in accordance with the provisions of the Act of Assembly approved May 31, 1931.

And the Chair appointed as a Committee to escort the member-elect to the Council Chamber for the purpose of having the oath of office administered to him, Messrs. Fagan and Jones.

And the Committee having returned with the member-elect, was discharged with the thanks of Council.

And Charles D. McCarthy took and subscribed to the oath of office, which was administered to him by Mayor David L. Lawrence.

The Chair:

The Chair recognizes Councilman McCarthy.

Mr. McCarthy:

Rev. Clergy, Honorable Mayor, Members of Council, other City and County Officials and Friends:

I wish to thank the Mayor and Members of Council for the confidence they have shown in me, by selecting me a

Member of the Council of the City of Pittsburgh.

I appear before you today with a mixed feeling of joy and sadness. Joy because of this appointment, and sadness because of the circumstances which has brought it about.

I knew the late councilman Charles Dinan very well. He was a good friend. I knew him not only as a councilman, but as one of the leaders of the Democratic Party, and I served with him as a member of the Mayor's Advisory Committee. No one served with more devotion to duty, with more untiring effort, and with less selfishness than Charles Dinan.

I shall miss him, and I know I speak for all who knew him when I say that he will never be forgotten by his colleagues on the Mayor's Committee, his associates in the Democratic Party, and his many friends throughout the county.

It is an honor to be chosen a member of this Council to succeed the late Councilman Dinan. I consider it a special honor to become a councilman at this particular time when there is so much activity, so much progress, and such civic advancement taking place in Pittsburgh under the forceful leadership of the indefatigable Mayor Lawrence.

I feel that the experience I have gained in the various position held in the City Government during the past 20 years will help me as a Councilman, and I assure you—all of you good people here—all of the citizens of Pittsburgh, that I shall do my utmost to serve you well as a Councilman in this great city of ours.

The Chair:

Reverend Clergy, Members of Council, Mayor Lawrence, Councilman - elect, Charles D. McCarthy, Ladies and Gentlemen:

As the presiding officer of Council, I deem it a pleasure and a privilege to welcome the newly-elected member of Council, Charles D. McCarthy.

All of us have known him for many years, he having served in various capacities in the government of the City of Pittsburgh.

In all these positions he served the City well.

Mr. McCarthy possesses the requisite qualifications to capably fit him to carry on the duties of a councilman.

Permit me, as your Presiding officer, to offer my congratulations to you and wish you a long tenure in office.

I am sure that the electorate of Pittsburgh will put their stamp of approval upon our action today when you seek a full term to this office.

#### The Chair:

The Chair at this time wishes to make the following appointment:

Mr. McCarthy as Chairman of the Committee on Finance.

Mr. McCarthy also a member of the Board of Trustees of Carnegie Library.

#### The Chair presented

No. 815.

#### MAYOR'S OFFICE

Pittsburgh, May 12, 1958.

President and Members  
City Council  
City of Pittsburgh.

#### Gentlemen:

I have today appointed William F. Clair, 844 Crucible Street, Pittsburgh, to be Director of the Department of

Supplies, subject to the approval of your honorable body.

Mr. Clair, whose appointment is effective this date, succeeds Charles D. McCarthy, who has resigned.

Very truly yours,

David L. Lawrence  
Mayor.

Which was read, received and filed.

#### Also

No. 816. Resolved, That the appointment by the Mayor of William F. Clair as Director of the Department of Supplies be and the same is hereby approved and confirmed.

Which was read.

Mr. Fagan moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

#### Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Jones moved

That Council adjourn.

Which motion prevailed.

And Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII.

Monday, May 19, 1958

No. 20

### Municipal Record

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 19, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, Ladies and Gentlemen, we are honored this afternoon by the presence of Rev. Alfred Carney, Pastor, St. Augustine R. C. Church, who will deliver the invocation.

Rev. Alfred Carney, Pastor, St. Augustine R. C. Church, offered the following prayer:

Come, O Holy Ghost, fill the hearts of Thy Faithful, and kindle in them the fire of Thy love. Send forth Thy spirit, and they shall be created, and Thou shalt renew the face of the earth.

O God, Who didst instruct the hearts of the faithful by the light of the Holy Spirit, grant us in the same Spirit to be truly wise and ever to rejoice in His consolation, through Jesus Christ, Our Lord. Amen.

The Chair:

Thank you Father Carney for your very inspiring prayer.

Miss Sue Salter, spokesman, and eight (8) students of the North Allegheny High School Junior Class (English Class No. 3), who are studying County and City Governments, were present, and Councilman Patrick T. Fagan explained the proceedings of Municipal Government and introduced each member of Council with a statement as regards their duties as Chairman of the Committee they represented.

### PRESENTATIONS

Mr. Counahan presented

No. 817. An Ordinance authorizing the issuance of a warrant in favor of Jones & Laughlin Steel Corporation for \$12,133.76 in payment for emergency repairs to the 36" steel water pipe line in the yards of the Jones & Laughlin Steel Corporation without previous authority of law.

Also

No. 818. Communication from the Department of Water requesting permission to engage the services of an architect to prepare the exterior design, including floor plans, elevations, cross sections and pertinent work thereto for the new Highland Pumping Station.

Which were read and referred to the Committee on Finance.

Also

No. 819. An Ordinance providing for the letting of a contract for the furnishing and delivery of Card Index Files for the Division of Distribution, Department of Water, and for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mrs. D'Ascenzo presented

No. 820. Communication from Allen E. Risedorph, Superintendent, Bureau of Recreational Activities, Department of Parks and Recreation, submitting report of his attendance at the State Annual Recreation Conference at Penn State University, May 7-9, 1958.

Which was read and referred to the Committee on Finance.

Mr. Fagan presented

No. 821. Resolution authorizing sale to Roy T. Addlesburger and Veronica Addlesburger, his wife, part of lot on Fairdale Street, 20th Ward, for the sum of \$200.00.

Also

No. 822. Resolution authorizing sale to Albert S. Jones and Nancy Jones, his wife, part of lot on Fairdale Street, 20th Ward, for the sum of \$200.00.

Also

No. 823. Resolution authorizing sale to R. Franklin Rimmel and Margaret Rimmel, his wife, lot on Hillsboro Street, 20th Ward, for the sum of \$500.00.

Also

No. 824. Resolution authorizing sale to Rosa Villa Cafe, Inc., lot on General Robinson Street, 22nd Ward, for the sum of \$2,250.00.

Also

No. 825. Resolution authorizing sale to Francis X. Tartaron and Loretta G. Tartaron, his wife, lot in rear of 4435 Schenley Farms Terrace, 5th Ward, for the sum of \$100.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 826. An Ordinance authorizing and directing the issuance of a warrant in favor of Urban Redevelopment Authority of Pittsburgh for the sum of Fifty Thousand Dollars (\$50,000.00), for the purpose of defraying the costs incurred by said Authority for investigation, including surveys, engineering studies, appraisals, title reports and

plans, to determine the feasibility of various Redevelopment projects.

Also

No. 827. Communication from the Department of City Planning requesting permission for the Director to attend the Urban Land Institute Meeting in Montreal, Canada, conducted by the Industrial Council, on June 3, 1958.

Which were read and referred to the Committee on Finance

Also

No. 828. An Ordinance establishing the grade of Parade Street, from Bigelow Street to Hilltop Street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 829. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Electric and Standard Typewriters for the Department of City Planning, and for the payment thereof.

Also

No. 830. An Ordinance providing for the letting of a contract for the furnishing and delivery of Engineering File Units for the Department of City Planning, and for the payment thereof.

Which were read and referred to the Committee on Planning and Redevelopment.

Mr. McCarthy presented

No. 831. An Ordinance authorizing the issuance of a warrant in favor of the Public Auditorium Authority of Pittsburgh and Allegheny County for the sum of Seventeen Thousand Five Hundred (\$17,500.00) Dollars to assist the Authority in defraying its costs of operation and maintenance.

Also

No. 832. Resolution authorizing the issuing of a warrant in favor of Leon Dymkowski and Service Fire Insurance Company of New York, 5912 Penn Avenue, Pittsburgh 6, Pa., in the sum of \$332.00 in full settlement of claim against the City of Pittsburgh for car damaged October 25, 1957, at 29th and Smallman Streets by Bureau of Refuse

Inspector's car, and charging same to Code Account No. 46, Judgments.

Also

No. 833. Resolution authorizing the issuing of a warrant in favor of Frank Specter, 6373 Burchfield Avenue, Pittsburgh 17, Pa., in the sum of \$108.22 in full settlement of claim against the City of Pittsburgh for parked car at above address damaged February 11, 1958, by Bureau of Fire pumper, and charging same to Code Account No. 46, Judgments.

Also

No. 834. Communication from the Department of Law submitting report of Petty Claims settled for the period from January 1, 1958, to March 31, 1958.

Also

No. 835. Communication from M. K. McKay, president, Civil Service Commission, submitting report of his attendance at The Eastern Regional Conference of the Public Personnel Association in Albany, New York, May 6-10, 1958.

Also

No. 836. Communication from John B. Sullivan, Jr., Director, Office of Civil Defense, requesting permission to attend Conference of the United States Civil Defense Council in York, Pa., on May 21, 22 and 23, 1958.

Also

No. 837. Communication from the Director of the Department of Supplies, William F. Clair, requesting permission to attend the annual conference of the National Machine Accountants Association in Atlantic City, June 17-20, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 838. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Traffic Equipment, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 839. An Ordinance providing for the letting of a contract for the fur-

nishing and delivery of Traffic Signal Controllers complete, Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 840. An Ordinance providing for the letting of a contract for the furnishing and delivery of Dictating and Transcribing Equipment with accessories, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Also

No. 841. Communication from the Department of Public Safety advising of institution of sixty-day trial of certain traffic regulations in the Lower Hill District Redevelopment Area, effective May 26, 1958.

Also

No. 842. Communication from the Department of Public Safety advising of institution of sixty-day trial of certain traffic regulations on Fifth Avenue and streets in the Oakland District, effective June 2, 1958.

Which were read, received and filed.

Mr. Rodgers presented

No. 843. Resolution authorizing and directing the Director of the Department of Public Works to grant an extension of sick leave with pay, not to exceed forty-five (45) days from May 25, 1958, to Mrs. Mercedes A. Brinker, Accountant, Division of Accounting, Department of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 844. Communication from the Department of Public Works returning petition for the grading, paving and curbing of Melbourne Street between Beehner Road and the paved portion of Melbourne Street.

Also

No. 845. Communication from the Department of Public Works returning petition for the grading, paving and

curbing of Millington Road, between Frank Street and Loretta Street.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 846. Communication from Richard I. Nassau, Esq., offering compromise settlement of delinquent water charges against property of Frank Rapaport and wife, situate at 2406 Bedford Avenue, Fifth Ward, assessed in the name of the Entress Brick Company.

Also

No. 847. Communication from Mrs. James E. Wofford, 8363 Rolfe Street, 13th Ward, expressing willingness to pay her 1942 city taxes with penalty and interest to November 10, 1945.

Which were read and referred to the Committee on Finance.

Also

No. 848. Petition for the surfacing with a hard top North Way between Linnview Avenue and Laughlin Avenue.

Also

No. 849. Petition for the opening of Finland Street, Fifth Ward, and requesting a hearing.

Also

No. 850. Communication from C. W. Orgill, 1351 Kinmount Street, 28th Ward, requesting the City to remove the manhole from his property.

Which were severally read and referred to the Committee on Public Works.

Also

No. 851. Communication from Richard B. Tucker, Jr., Esq., of the law firm of Patterson, Crawford, Arensberg and Dunn, requesting permission for the Peoples First National Bank and Trust Company to construct a building over Book Way to connect with their present office building.

Which was read and referred to the Committee on Public Service and Surveys.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 852. Report of the Committee on Finance for May 13, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 762. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an architect or architects for architectural services in conjunction with the rehabilitation of the Phipps Conservatory, Schenley Park, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 763. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the rehabilitation and installation of heating and electrical facilities at the King House adjacent to Highland Park, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 764. An Ordinance entitled, "An Ordinance amending Ordinance No. 208, entitled, "An Ordinance authorizing a contract or contracts for the construction of a Fire and Police Training School on Washington Boulevard, Pittsburgh, Pennsylvania, and for the payment of the cost thereof," approved June 6, 1957, to increase the funds authorized for the construction of the Fire and Police Training School."

Which was read.

Also

Bill No. 796. An Ordinance entitled, "An Ordinance transferring the sum of \$3,565.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1005-2, Printing Municipal Record 1956, City Clerk's Office."

Which was read.

Also

Bill No. 797. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Steel Poles and Accessories, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 798. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Shovels for the Warehouse, Department of Supplies, and for the payment thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

(Mr. Counahan not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 799. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the following:

Campbell Coal Company, Coal	\$1,631.57
Dravo-Doyle Corp., Salamanders	152.00
Gulf Oil Corp., Gasoline	14.67
Hagan Chemicals & Controls, Chemicals for Boiler Water Cond	9.80
Olson Radio Whse. of Pittsburgh, Electronics Devices for Police	538.85
Parmelee Motor Fuel Co., Trojan Grease	7.50
Service Sales of Pgh., Generator	86.55
Adolf Sufrin, Office Furniture & Equipment	956.62
Pgh. Office Furniture & Equip. Co., Office Furniture & Equipment	625.68

Yawman & Erbe Mfg Co., Office

Furniture & Equipment----- 150.50

D. S. Gallatin, Office Furniture & Equipment ----- 26.00

M. B. Long, Hand Dryers----- 249.50

For materials furnished for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

(Mr. Counahan not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 792. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Allegheny Contracting Industries, Inc., in the sum of \$12,446.25 in payment for emergency work removing dirt, shale and rock from Sycamore Street near the north portal of the Pittsburgh Railways tunnel, for the benefit of the City of Pittsburgh without previous authority of law."

In Finance Committee, May 13, 1958, bill read and amended in Section 1 by adding at the end thereof the words "and charge to Code Account No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenza	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

(Mr. Counahan not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 781. Resolution approving project of the Urban Renewal Area in the district bounded by East and West Stockton Avenue; Union Avenue; East and West Montgomery Avenue; Sherman Avenue to West Ohio Street; West Ohio Street to Pittsburgh, Fort Wayne & Chicago Railroad underpass; Pittsburgh, Fort Wayne & Chicago Railroad right-of-way to West Stockton Avenue.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenza	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

(Mr. Counahan not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 709. Resolution authorizing the issuing of a warrant in favor of Sydney Klein, University Square, Pittsburgh 13, Pa., in the sum of \$169.00 in full settlement of claim against the City of Pittsburgh for repairing leak alleged to be on water line at 2603 Burham Street, January 16, 1958, but found to be on City main; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 800. Resolution authorizing the issuing of a warrant in favor of Martin M. Buczynski and Claire C. Buczynski, 223 Amabelle Street, Pittsburgh 11, Pa., in the sum of \$110.20 in full settlement of claim against the City of Pittsburgh for locating leak alleged to be on service line at above address but found to be on City main; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 801. Resolution authorizing the issuing of a warrant in favor of Dolores R. Davis, c/o Wirtzman & Silov, Esqs., 1201 Plaza Building, Pittsburgh 19, Pa., in the sum of \$1,500.00 in full settlement of suit against the City of Pittsburgh for injuries sustained April 8, 1955, at 74 Melrose Street, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 802. Resolution authorizing the issuing of a warrant in favor of Caddell Jones, 3010 Penn Avenue, Pittsburgh 1, Pa., in the sum of \$305.86 in full settlement of his claim against the City of Pittsburgh for parked car in front of home damaged February 17,



1958, by Bureau of Fire truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 803. Resolution authorizing the issuing of a warrant in favor of Bernard E. Sands and Nora Sands, 275 Robinson Street, Pittsburgh 13, Pa., in the sum of \$247.60 in full settlement of claim against the City of Pittsburgh for plumbing expense locating leak alleged to be on service line February 18, 1958, at above address but found to be from leaking fire hydrant, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

(Mr. Counahan not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative the resolutions passed finally.

Mr. Rodgers presented

No. 853. Report of the Committee on Public Works for May 13, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 375. An Ordinance entitled, "An Ordinance widening Brinwood Avenue, from Custer Avenue to the dividing line between Lots No. 168 and 169 in 'Bughman Plan No. 1'."

Which was read.

Mr. Rodgers moved

A suspension of the rule to al-

low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenza	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

(Mr. Counahan not voting).

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 794. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the cleaning and painting of the railings and other work incidental thereto on Fort Duquesne Boulevard, from Barbeau Street to Eleventh Street, and for the payment of the cost thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenza	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

(Mr. Counahan not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 854. Report of the Committee on Public Service and Surveys for May 13, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 365. An Ordinance entitled, "An Ordinance vacating a portion of Brinwood Avenue, in the Twenty-ninth Ward of the City of Pittsburgh, from the dividing line between Lots No. 167 and 168 in 'Bughman Plan No. 1 Plan of Lots,' to a point 131.93 feet northwardly therefrom."

Which was read.

Also

Bill No. 601. An Ordinance entitled, "An Ordinance vacating Altheim Street from the easterly line of Mainland Street to the westerly line of the Summer Hill Plan; Arens Street from Zurich Street to Duro Way; Arens Street and Arens Way from Langsdale Street to Altheim Street; Chicago Street from Mainland Street to the extension of the westerly line of Lot No. 1 in the William Hazlett Plan; Duro Way from the easterly line of Mainland Street to a line 80.0 feet west of Arens Street; Gilchrist Street and Gilchrist Way from Essen Street to Duro Way; Hazlett Street from Arens Street to Mainland Street; Hazlett Street from Mainland Street to Banks Street; Irenc Street from Altheim Street to the southerly terminus; Lamar Street from Gilchrist Street and Gilchrist Way to a line 173.40 feet eastwardly from the easterly line of Gilchrist Way; Lamar Street from Williams Road to its terminus at the line of Reserve Township; Langsdale Street from the westerly line of Arens Street to the easterly line of Newview Street; Mainland Street from

the southerly line of Duro Way to the extension of the easterly line of Lot No. 65 in the William Hazlett Plan; Mainland Street from the extension of the easterly line of Lot No. 64 in the William Hazlett Plan to the northerly line of Altheim Street; Moschell Street from Essen Street to Maguire Street; Newview Street from the southerly line of Langsdale Street to Mainland Street; Ode Street from Mainland Street to Irenc Street; Penfort Street from Elmerton Street to Newview Street; Stadt Street from Mainland Street to the west line of the Summer Hill Plan; Swindell Street from Gilchrist Street to its easterly terminus; Unnamed 25-foot Street from Moschell Street to Maguire Street; Zurich Street from Arens Street to Mainland Street."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenza	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

(Mr. Counahan not voting).

Ayes 8. Noes none.

And there being three-fourth of the votes of Council in the affirmative, the bills passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 602. An Ordinance entitled, "An Ordinance authorizing an Agreement between the Pittsburgh Railways Company and the City of Pitts-

burgh providing for the temporary abandonment of the western or southbound street railway track and appurtenance on Seventh Street beginning at Penn Avenue and extending in a northwardly direction to the Seventh Street Bridge, including connecting curve located at Penn Avenue and connecting curve located at Fort Duquesne Boulevard and on Sandusky Street beginning at the Seventh Street Bridge and extending in a northwardly direction to General Robinson Street."

Which was read.

Also

Bill No. 783. An Ordinance entitled, "An Ordinance re-establishing and establishing the grade of Mt. Royal Road, from a point 60.0 feet south of the northerly line of the S. Profeta Plan to the common westerly line of Lot No. 11 and Lot No. 12 of the Mount Royal Terrace Plan."

Which was read.

Also

Bill No. 784. An Ordinance entitled, "An Ordinance re-establishing the grade of Victory Way, from Meadow Street to Winslow Street."

Which was read.

Also

Bill No. 785. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and proper officers of the City of Pittsburgh to enter into an Agreement with the Pittsburgh Railways Company with reference to the abandonment of street railway facilities along Pittsburgh Railways Route No. 68, in conjunction with the City's reconstruction of Murray Avenue, between Forbes and Hazelwood Avenues; and also the abandonment of street railway facilities on Pittsburgh Railways Route No. 60 on Shady Avenue between Penn and Forbes Avenues."

Which was read.

Also

Bill No. 786. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and proper officers of the City of Pittsburgh to enter into an Agreement with the Pittsburgh Railways Company for the abandonment of street railway facilities on Atwood Street

between Forbes Avenue and Bates Street, and on Bates Street between Atwood and Sample Streets."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

(Mr. Counahan not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Counahan presented

No. 855. Report of the Committee on Filtration and Water for May 19, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 761. An Ordinance entitled, "An Ordinance providing for a contract or contracts for replacement or extension of cast iron water pipe lines in various locations of the City of Pittsburgh, and other work incidental thereto including engineering and other necessary expenses, and for the payment of the cost thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Olbum presented

No. 856. Report of the Committee on Public Safety for May 19, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 790. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of electric typewriters, less trade-ins, for the Bureau of Building Inspection, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 791. An Ordinance entitled, "An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

(Mr. Counahan not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 857. Report of the Committee on Lands, Buildings and Housing for May 13, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 767. Resolution authorizing sale to Edward G. Buczek, ½ of lot on Sierra Street, 16th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 768. Resolution authorizing sale to Albert Colletto and Frances Colletto, his wife, lot on Broadhead Street, 12th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 769. Resolution authorizing sale to Henry C. Craig and Rebecca Craig, his wife, lots on Monongahela Street, 15th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 770. Resolution authorizing sale to Frank Dzadony and Stella Dzadony, his wife, lots on Municipal Street, 20th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 771. Resolution authorizing sale to George G. Jamison and Mary J. Jamison, his wife, lot on Kiralfy Street, 19th Ward, for the sum of \$250.00.

Which was read.

Also

Bill No. 772. Resolution authorizing sale to Carmen M. Nicoletta and John S. Nicoletta, lots on Mifflin Road, 31st Ward, for the sum of \$2,400.00.

Which was read.

Also

Bill No. 772. Resolution authorizing sale to Samuel J. Petrucci and Thersa Petrucci, his wife, lot on Loretta Street, 15th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 774. Resolution authorizing sale to Mary Setta, lots on Stillwell Street and Wabana Street, 26th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 775. Resolution authorizing sale to William A. Tetmyer and Margaret C. Tetmyer, his wife, part of lot on Haller Street, 27th Ward, for the sum of \$400.00, and repealing Resolution No. 624, approved December 1, 1955.

Which was read.

Also

Bill No. 776. Resolution repealing Resolution No. 285, approved June 12, 1956, authorizing sale to Tom Balistreri and Evelyn M. Balistreri, his wife, lot on Rutherford Avenue, 19th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 777. Resolution repealing Resolution No. 286, approved June 12, 1958, authorizing sale to Tom Balistreri and Evelyn M. Balistreri, his wife, lot on Rutherford Avenue, 19th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 778. Resolution repeal-

ing Resolution No. 287, approved June 12, 1956, authorizing sale to Tom Balistreri and Evelyn M. Balistreri, his wife, lot on Rutherford Avenue, 19th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 779. Resolution repealing Resolution No. 227, approved June 13, 1957, authorizing sale to John Casatelli and Mary Casatelli, his wife, lots on Campanla Avenue, 12th Ward, for the sum of \$1,800.00.

Which was read.

Also

Bill No. 780. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Helen S. Patterson for property on Oakglen Street, 28th Ward, which was acquired at City Treasurer's Sale No. 672 of 1953, upon payment of all taxes, penalties, interest and costs.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

(Mr. Counahan not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

The Chair presented

No. 858.

MAYOR'S OFFICE

Pittsburgh, May 19, 1958.

President and Members

City Council

Pittsburgh, Pennsylvania.

Gentlemen:

I have appointed Frederick Bigger of 415 Bigham Street to the City Planning Commission, succeeding Raymond Marlier, resigned.

Mr. Bigger's appointment, which is subject to approval by City Council, is effective immediately with the term extending to January 1, 1962.

Very truly yours,

David L. Lawrence  
Mayor.

Which was read, received and filed.

Also

No. 859. Resolved, That the appointment by the Mayor of Frederick Bigger as a member of the City Planning Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Jones moved

The adoption of the resolution.  
Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

No. 860.

MAYOR'S OFFICE

Pittsburgh, May 19, 1958.

President and Members

City Council

Pittsburgh, Pennsylvania.

Gentlemen:

I have appointed William S. Moorhead, 1085 Devon Road, to the City Art

Commission, succeeding Gordon Washburn, resigned.

Mr. Moorhead's appointment, which is subject to approval by City Council, is effective immediately with the term extending to January 1, 1962.

Very truly yours,

David L. Lawrence  
Mayor.

Which was read, received and filed.

Also

No. 861. Resolved, That the appointment by the Mayor of William R. Moorhead as a member of the City Art Commission be approved and confirmed.

Which was read.

Mr. McCarthy moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

No. 862.

MAYOR'S OFFICE

Pittsburgh, May 19, 1958.

President and Members

City Council

Pittsburgh, Pennsylvania.

Gentlemen:

I am happy to submit to you the name of James F. Hillman, Parish Lane, whom I am re-appointing a member of the Sinking Fund Commission, for a term of five years, expiring June 30, 1963, subject to the approval of your honorable body.

Very truly yours,

David L. Lawrence  
Mayor.

Which was read, received and filed.

Also

No. 863. Resolved, That the re-appointment by the Mayor of James F. Hillman as a member of the Sinking Fund Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Rodgers moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

No. 864.

#### DEPARTMENT OF CITY PLANNING

Pittsburgh, May 16, 1958.

President and Members,

City Council,  
Pittsburgh, Pa.

Gentlemen:

The City Planning Commission, at its regular meeting held May 13, 1958, discussed the passage of the new zoning ordinance and took the following action:

MOTION: That the Planning Commission take official cognizance of the passage of the new city-wide zoning ordinance No. 192 (58) by unanimous vote of City Council on May 8, 1958, and signed by the Mayor on May 10; and the Commission hereby congratulates City Council on the handling of the ordinance before the public; and that this motion be transmitted to the Mayor and City Council. CARRIED.

Yours very truly,

C. Ronal Woods,  
Planning Director.

Which was read, received and filed.

Mr. Fagan moved

That the standing committees of Council, commencing with the Committee on Finance, meet on Wednesday, May 21, 1958, at 1:00 o'clock, P. M., instead of on Tuesday, May 20, 1958, at 1:00 o'clock P. M.

Which motion prevailed.

Mr. Fagan moved

That the regular meeting of Council scheduled for Monday, May 26, 1958, at 1:00 o'clock, P. M., be held on Tuesday, May 27, 1958, at 1:00 o'clock, P. M. And the Standing Committees of Council, commencing with the Committee on Finance, meet on Wednesday, May 28, 1958 at 1:00 o'clock, P. M.

Which motion prevailed.

Mr. Fagan moved

That the Minutes of Council of Monday, May 5, 1958, Thursday, May 8, 1958, and Monday, May 12, 1958, be approved.

Which motion prevailed.

Mr. Fagan moved

That Council recess until 12:50 o'clock, P. M., on Wednesday, May 21, 1958.

Which motion prevailed.

And Council recessed

-----  
Pittsburgh, Pa.,

Wednesday, May 21, 1958.

And the hour of 12:50 o'clock P. M., having arrived, and the time of the recess having expired, Council reconvened and there were present:

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair presented

No. 865.

#### MAYOR'S OFFICE

Pittsburgh, May 21, 1958.

Mr. George Boxheimer

City Clerk

City of Pittsburgh.

Dear Mr. Boxheimer:

Please be advised that pursuant to the Act of June 22, 1931, P. L. 665, I designate and appoint David A. Smith, Deputy Mayor, effective as of the close of business on Saturday, May 24, 1958.

He is to continue in this capacity until his appointment is revoked by me.

Very truly yours,  
David L. Lawrence  
Mayor.

Which was read, received and filed.

Also

Bill No. 866. Bond of the Continental Casualty Company in the sum of \$25,000.00 on behalf of David A. Smith. Deputy Mayor.

Which was read.

Mr. McCarthy moved

That the bond be approved.  
Which motion prevailed.

Mr. Counahan presented

No. 867.

DEPARTMENT OF WATER

Pittsburgh, May 21, 1958

Councilman John F. Counahan

Chairman, Committee on Filtration  
and Water

City Council

City of Pittsburgh.

Dear Sir:

Attached is copy of mineral analysis of nine (9) weekly samples of South Pittsburgh water taken at 408 Warrington Avenue by the Laboratory staff of our Pittsburgh Filtration Plant during the period March 14 to May 6, 1958.

These samples disclosed nothing of an unusual character for South Pittsburgh water during that period.

Likewise, a raw river water sample was taken at the Brady Street Bridge on March 21, 1958, and analysis was made of same. Nothing abnormal showed up at that time.

The Department of Water will continue to make tests of raw river water as well as mineral analyses of South Pittsburgh Water from time to time and will apprise you of any unusual condition of the water.

Yours very truly,  
John A. Murphy,  
Director.

Which was read, received and filed.

And on motion of Mr. Jones,  
Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII.

Tuesday, May 27, 1958.

No. 21

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President  
GEORGE BOXHEIMER.....City Clerk  
HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Tuesday, May 27, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Rev. M. Miller, Assistant Pastor, Resurrection Church of Brookline, who will deliver the invocation.

Rev. M. Miller, Assistant Pastor, Resurrection Church of Brookline, offered the following prayer:

"In the name of the Father and of the Son, and of the Holy Ghost. Amen."

God the Father, we adore you, as our Creator,

God the Son, we adore you, as our Redeemer,

God the Holy Ghost, we adore you as our Sanctifier.

And we ask you especially God, the Holy Ghost, to come and fill us with the light of Thy understanding. Grant us true knowledge, so that whatsoever we may discuss or decree may be for your honor and glory, and the spiritual and temporal welfare of your children, the people in our City of Pittsburgh.

"Holy Mary, Mother of Christ, and our Mother, pray for us now . . . and at the hour of our death. Amen."

"In the name of the Father and of the Son, and of the Holy Ghost. Amen."

The Chair:

Thank you Father Miller for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 868. An Ordinance transferring the sum of Six Thousand Eight Hundred Ninety-Eight (\$6,898.00) Dollars from Code Account No. 1706-1, Automotive Equipment, to Code Account No. 1707, Rehabilitation and Reconditioning of Water System, both within the Department of Water.

Also

No. 869. An Ordinance authorizing the issuance of a warrant in favor of Foundation Associates, Inc., professional engineers, in the sum of Five Hundred (\$500.00) Dollars for services rendered in determining soil conditions for the Foundation of the proposed new Highland Pumping Station, without previous authority of law.

Which were read and referred to the Committee on Finance.

Mrs. D'Ascenzo presented

No. 870. An Ordinance providing for a contract or contracts for the Con-

struction of new flooring in the club house locker rooms at the Schenley Park Golf Course in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 871. An Ordinance transferring the sum of \$6,300.00 from Code Accounts 1812, 1818, 1824, and 1830 to Code Account 1814, Department of Parks and Recreation.

Which were read and referred to the Committee on Finance.

Also

No. 872. An Ordinance repealing Ordinance No. 13, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Triplex Mowers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof." Approved January 24, 1957.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Fagan presented

No. 873. Resolution authorizing and directing the Director of the Department of Lands and Buildings to grant an extension of "Sick Leave," with pay, not to exceed thirteen (13) days from May 16, 1958, to Martin McTighe, Superintendent of Property, Bureau of Maintenance, Department of Lands and Buildings.

Which was read and referred to the Committee on Finance.

Also

No. 874. Resolution authorizing sale to Wilbert T. Diddle and Mary Olive Diddle, his wife, lots on Rosalia Place, 15th Ward, for the sum of \$4,100.00.

Also

No. 875. Resolution authorizing sale to Domenico DiDomenico and Cleonice DiDomenico, his wife, lot on Rugby Street, 12th Ward, for the sum of \$350.00.

Also

No. 876. Resolution authorizing sale to Catherine M. Johnson and Thomas A. McMahon, her father, lots on Silverdale Street, 13th Ward, for the sum of \$1,600.00.

Also

No. 877. Resolution authorizing sale to Norman E. White and Jean L. White, his wife, lot on Keever Avenue, 28th Ward, for the sum of \$300.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 878. An Ordinance changing the names of Short Street between Fort Pitt Boulevard and Liberty Avenue, also Barbeau Street between Liberty Avenue and Fort Duquesne Boulevard, to Commonwealth Place.

Also

No. 879. An Ordinance re-establishing the grade of Almora Street, from Spencer Avenue to a point 285.62 feet eastwardly therefrom.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 880. Resolution approving the Site Plan of District "B," dated May 1, 1958, prepared by Harrison and Abramovitz, Architects, and Drawings K-1 and K-2 prepared by Harrison and Abramovitz, Architects, as submitted by Urban Redevelopment Authority of Pittsburgh, presenting elevations of Building No. 4 in the Gateway Center.

Which was read and referred to the Committee on Planning and Redevelopment.

Mr. McCarthy presented

No. 881. An Ordinance appropriating and setting aside the sum of \$284,743.36 to Code Account No. 56, Firemen's Relief and Pension Fund.

Also

No. 882. Resolution exonerating City taxes against property of John W. McKinnon in the 17th Ward, in the sum of \$64.25 for the years 1943 to 1947, inclusive; authorizing and directing the proper officers of the City of Pittsburgh to satisfy all liens of record in connection with said taxes, and charging the costs thereof to the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

Mr. Olbum presented

No. 883. Resolution authorizing the issuing of a warrant in favor of Esso Standard Oil Co., Manufacturing Department, 34th and Smallman Streets, Pittsburgh 1, Pa., in the sum of \$25.00, a refund for duplication of registration, which was paid in error; to Ferry Electric Company, 430 East Warrington Avenue, Pittsburgh 10, Pa., in the sum of \$12.00 for permits issued in error; to the Commonwealth Heating and Plumbing Co., 917 Liberty Avenue, Pittsburgh 22, Pa., in the sum of \$7.00 for permit issued to wrong address, through error; to Nathan Cantor, Registered Architect, 121 South Negley Avenue, Pittsburgh 6, Pa., for partial refund in the sum of \$82.80 for permit issued and plans later revised to reduce permit fee; to W. M. Meneely, 1081 Fairwood Drive, building construction permit issued and plans later revised, partial refund in the sum of \$7.30, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 884. Communication from the Department of Public Safety requesting permission for the Pittsburgh Police Pistol Team to participate in the 19th Annual Maryland State Pistol and Revolver Championships to be held at Sparrows Point, Maryland, June 19-23, 1958.

Also

No. 885. Communication from the Department of Public Safety requesting permission for two police radio operators to attend an advanced technicians' training course, sponsored by the Motorola Communications and Electronics, Inc., Chicago, from June 2-6, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Rodgers presented.

No. 886. An Ordinance appropriating and setting aside the sum of \$150,000.00 from Bond Fund No. ----- for the payment of the cost of engineering and other necessary expense in connection with general public improvements within the City of Pittsburgh to be carried out by the Department of Public Works.

Also

No. 887. An Ordinance authorizing the Mayor and the Director of the

Department of Public Works to enter into an agreement with The Pennsylvania Railroad Company for the construction of a public sewer by the City on Pennsylvania Railroad property within the limits of South 21st Street, and providing for the payment of \$2,500.00 to The Pennsylvania Railroad Company for the right to construct said sewer on private property.

Also

No. 888. An Ordinance providing for a contract or contracts for the reconstruction of a public sewer on South Twenty-First Street, the private right-of-way of the Pennsylvania Railroad Company, within the limits of South Twenty-First Street, Sarah Street and South Twentieth Street, from a point about 140.0 feet south of Josephine Street to Ironton Street, including all other work in connection with the drainage served by said sewer, and the laying and relaying of water lines and other work incidental thereto, and providing for the payment of the costs thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 889. An Ordinance accepting the dedication of certain property for public use for highway purposes for the widening of Shady Avenue at the southeasterly intersection of Walnut Street, and widening the same.

Also

No. 890. An Ordinance authorizing and directing the Grading and Paving of Verse Way, from Chislett Street to Antietam Street, including the construction of a storm sewer, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 891. Petition from residents of Harlow Street, requesting the Grading, Paving and Curbing of said street.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 892. Communication from Steamfitters Local Union No. 449 submitting wage scale, effective June 1, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 893. Petition for the opening of Seek Way, from Nuzum Avenue to Marmet Way, 29th Ward.

Also

No. 894. Communication from John F. Murray requesting change of zoning of property located at 5269 Carnegie Avenue, Pittsburgh 1, Pa., so as to use the property for funeral home and residence purposes.

Also

No. 895. Petition from residents of the 16th District of the 13th Ward protesting against the construction of multiple-dwelling buildings in that neighborhood.

Also

No. 896. Remonstrance against the construction of a housing project in the 16th District of the 13th Ward.

Also

No. 897. Petition for the improvement of Oetting Street, 20th Ward.

Also

No. 898. Communication from the Brookline Board of Trade requesting a hearing relative to the improvement of the lower portion of Brookline Boulevard.

Which were severally read and referred to the Committee on Public Works.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 899. Report of the Committee on Finance for May 21, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 838. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for

the furnishing and delivery of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 839. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of traffic signal controllers complete, Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 817. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Jones & Laughlin Steel Corporation for \$12,-133.76 in payment for emergency repairs to the 36" steel water pipe line in the yards of the Jones & Laughlin Steel Corporation without previous authority of law."

Which was read.

Also

Bill No. 826. An Ordinance entitled, "An Ordinance authorizing and

directing the issuance of a warrant in favor of Urban Redevelopment Authority of Pittsburgh for the sum of Fifty Thousand Dollars (\$50,000.00), for the purpose of defraying the costs incurred by said Authority for investigation, including surveys, engineering studies, appraisals, title reports and plans, to determine the feasibility of various redevelopment projects."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 831. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Public Auditorium Authority of Pittsburgh and Allegheny County for the sum of Seventeen Thousand Five Hundred (\$17,500.00) Dollars to assist the Authority in defraying its cost of operation and maintenance."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Fagan:

Mr. President, File No. 431, Bill No. 831—I move that this bill be tabled. Mr. President, in the absence of a second to my motion in reading over the bill, I find the ordinance authorizes the issuance of \$17,500.00 to the Public Auditorium Authority of Pittsburgh and Allegheny County. It does not say it is for the Civic Light Opera any place in the bill.

In Section 2 it says "The grant made by this Ordinance shall not be considered as a capital contribution under the Agreement entered into between the City of Pittsburgh and the Public Auditorium Authority of Pittsburgh and Allegheny County, pursuant to Ordinance No. 151, approved April 2, 1958."

I want to make my position very clear. I am not opposed to the erection of the auditorium, but I cannot see, for the life of me, why we should appropriate money for the Civic Light Opera. It is no part of the auditorium. In Ordinance No. 151, File 528, it is very voluminous. I have read it. I find no place in the bill that it mentions the Civic Light Opera.

"Whereas, the public auditorium will be one of the major projects in the Lower Hill redevelopment program, Redevelopment Area No. 3; and"—

I do find a little satisfaction on Page 3.

"Whereas, the Incorporating Municipalities have determined that a public auditorium is necessary to benefit the people of the Incorporating Municipalities and of the Commonwealth by, among other things, increasing their commerce and prosperity and promoting their educational, cultural, physical, civic, social and moral welfare; and"

I am glad that the words social and moral welfare are incorporated in the bill. Of course, I have not been able to get a second to my motion. When the roll is called, I will vote in the negative on Bill No. 831.

Mr. Olbum:

Mr. President, I do not want to engage in any extended controversy with my col-

league Mr. Fagan. Mr. Fagan is not of the lawyer body. In past numerous occasions he has referred to the fact that we take our law from the body known as the Law Department. This ordinance was drafted by the Law Department and in the opinion of the Law Department is a perfectly valid ordinance in which the City takes to assist the Auditorium Authority in defraying its costs and maintenances.

Mr. Fagan is aware that the money will be spent, with a like contribution from the County of Allegheny, for the construction of a stage, which of course, is a vital necessity of the Authority. The stage, I need hardly remind any of you, will be used for other performances in addition to the Civic Light Opera projects. One will be coming up on June 8, which is the Festival of Music. In view of the legality of the ordinance, despite the fact that Mr. Fagan has referred to the ordinance of April 2, 1958, I feel that we are making a perfectly valid contribution to the Auditorium Authority among whose projects will be the coming season of the Civic Light Opera Association.

I might add parenthetically that I believe the statement of principles included in one of the "whereas" clauses, which has been quoted by Mr. Fagan, has been satisfactorily abided by by the Auditorium Authority and by the project which will be operated under the aegis of the Auditorium Authority. In my humble opinion, the Civic Light Opera season in the past number of years has contributed to the educational, cultural, physical and civic welfare of the people of the City of Pittsburgh. I, therefore, shall vote for the ordinance.

Mr. Fagan:

In reply to my illustrious colleague—In all of the verbiage in the ordinance, there is no where it says anything about the Civic Light Opera. It talks about the Authority, but it doesn't talk about the Civic Light Opera or anything like that. Of course, the culture that they get at some of these Civic Light Operas, be it of the higher brand or the lower brand, it affects the emotions and passions of the people. That is my reason for being against the appropriation.

Mr. Olbum:

Mr. President: I neglected to mention

that this grant is made payable to the Public Auditorium Authority because we cannot make a valid grant to the Civic Light Opera Association. The Public Auditorium Authority this year, as all of us know, is operating under lease with the University of Pittsburgh. The University of Pittsburgh stadium is where the operettas will be held. It is necessary that any contribution or subvention be made to the Auditorium Authority. Again I say this ordinance was drafted by the City Law Department, and it is not necessary to mention in the ordinance the purpose for which this money will be used.

In reference to the type of entertainment to be given under the aegis of the Civic Light Opera Association, I think I have an obligation to say I have unbounded confidence in the good judgment and general taste of both the members of the Public Auditorium Authority and the management of the Civic Light Opera Association. I am willing to be guided by them.

Mr. Weir:

Mr. President, I do not think I want to get into the discussion of moral values involved, but the possible implications that the ordinance before us is a subterfuge bothers me a little. I do not so regard it.

When we appropriate money for the paving of a street, we do not make the slightest reference of the people that will drive or walk on it. When we help to erect a stage, I do not think it is the least bit unusual that we should not designate what plays will be on the stage.

I am defending the draftsmanship of this ordinance in saying to my friend that no subterfuge is employed. This is a perfectly normal way to legislate.

Mr. Fagan:

When people become immoral on the street in things that are obscene, we have laws for arresting them, absolutely.

Mr. Olbum:

We still have obscenity statutes. They are subject to prosecution.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Noes: Mr. Fagan.

Ayes 8. Noes 1.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 843. Resolution authorizing and directing the Director of the Department of Public Works to grant an extension of sick leave with pay, not to exceed 45 days from May 25, 1958, to Mrs. Mercedes A. Brinker, Accountant, Division of Accounting, Department of Public Works.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 832. Resolution authorizing the issuing of a warrant in favor of Leon Dymkowski and Service Fire Insurance Company of New York, 5912 Penn Avenue, Pittsburgh 6, Pa., in the sum of \$332.00 in full settlement of claim

against the City of Pittsburgh for car damaged October 25, 1957, at 29th and Smallman Streets by Bureau of Refuse Inspector's car, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 833. Resolution authorizing the issuing of a warrant in favor of Frank Specter, 6373 Burchfield Avenue, Pittsburgh 17, Pa., in the sum of \$108.22 in full settlement of claim against the City of Pittsburgh for parked car at above address damaged February 11, 1958, by Bureau of Fire pumper, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 900. Report of the Committee on Public Works for May 21, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 746. An Ordinance entitled, "An Ordinance regulating the discharge of waste materials into sewers of the City of Pittsburgh; prohibiting the discharge therein of wastes which may damage the sewers or other sewage facilities of the City of Pittsburgh or of the Allegheny County Sanitary Authority, which may interfere with sew-

age treatment processes, or may endanger life or safety; and providing for penalties for violation."

Which was read.

Mr. Rodgers moved

That Bill No. 746 be recommit-  
ted to the Committee on Public Works.

Which motion prevailed.

Mr. Jones presented

No. 901. Report of the Commit-  
tee on Public Service and Surveys for  
May 21, 1958, transmitting two ordi-  
nances to Council.

Which was read, received and filed.

Also, with an affirmative recom-  
mendation,

Bill No. 828. An Ordinance en-  
titled, "An Ordinance establishing the  
grade of Parade Street, from Bigelow  
Street to Hilltop Street."

Which was read.

Mr. Jones moved

A suspension of the rule to al-  
low the second and third readings and  
final passage of the bill.

Which motion prevailed.

And the bill was read a second time  
and agreed to.

And the bill was read a third time  
and agreed to.

And the title of the bill was read and  
agreed to.

And on the question, "Shall the bill  
pass finally?"

The ayes and noes were taken, agree-  
ably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Coun-  
cil being in the affirmative, the bill  
passed finally.

Also

Bill No. 725. An Ordinance en-  
titled, "An Ordinance vacating Albright  
Way, between Stratmore Street and  
Clairtonica Street."

Which was read.

Mr. Jones moved

A suspension of the rule to al-  
low the second and third readings and  
final passage of the bill.

Which motion prevailed.

And the bill was read a second time  
and agreed to.

And the bill was read a third time  
and agreed to.

And the title of the bill was read and  
agreed to.

And on the question, "Shall the bill  
pass finally?"

The ayes and noes were taken, agree-  
ably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the  
votes of Council in the affirmative, the  
bill passed finally, in accordance with  
the provisions of the Act of Assembly  
of May 22, 1895, and the several supple-  
ments thereof.

Mr. Counahan presented

No. 902. Report of the Commit-  
tee on Filtration and Water for May 21,  
1958, transmitting an ordinance to  
Council.

Which was read, received and filed.

Also, with an affirmative recom-  
mendation,

Bill No. 819. An Ordinance en-  
titled, "An Ordinance providing for the  
letting of a contract for the furnishing  
and delivery of card index files for the  
Division of Distribution, Department of  
Water, and for the payment thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to al-  
low the second and third readings and  
final passage of the bill.

Which motion prevailed.

And the bill was read a second time  
and agreed to.

And the bill was read a third time  
and agreed to.

And the title of the bill was read and  
agreed to.



And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Olbum presented

No. 903. Report of the Committee on Public Safety for May 21, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 840. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of dictating and transcribing equipment with accessories, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 904. Report of the Committee on Lands, Buildings and Housing for May 21, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 821. Resolution authorizing sale to Roy T. Addlesburger and Veronica Addlesburger, his wife, part of lot on Fairdale Street, 20th Ward, for the sum of \$200.00.

Which was read.

Also

Bill No. 822. Resolution authorizing sale to Albert S. Jones and Nancy Jones, his wife, part of lot on Fairdale Street, 20th Ward, for the sum of \$200.

Which was read.

Also

Bill No. 823. Resolution authorizing sale to R. Franklin Rimmel and Margaret Rimmel, his wife, lot on Hillsboro Street, 20th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 824. Resolution authorizing sale to Rosa Villa Cafe, Inc., lot on General Robinson Street, 22nd Ward, for the sum of \$2,250.00.

Which was read.

Also

Bill No. 825. Resolution authorizing sale to Francis K. Tartaron and Loretta G. Tartaron, his wife, lot in rear of 4435 Schenley Farms Terrace, 5th Ward, for the sum of \$100.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Jones presented

No. 905. Report of the Committee on Planning and Redevelopment for May 21, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 829. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of electric and standard typewriters for the Department of City Planning, and for the payment thereof."

Which was read.

Also

Bill No. 830. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of engineering file units for the Department of City Planning, and for the payment thereof."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan moved

That the following members of Council be excused for absence from Council and Committee meetings:

Mr. Counahan on May 2, 5, 8, 12, 13 and 14, 1958.

Mr. Dinan on May 2, 1958.

Mr. Olbum on May 2, 1958.

Mr. Weir on May 14, 1958.

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of Monday, May 19, 1958, and Wednesday, May 21, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Jones

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, June 2, 1958.

No. 22

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 2, 1958.

Council met.

Present:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Absent:—

Mr. Olbum	Mr. Weir
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The Chair:

Members of Council, Ladies and Gentlemen, we are honored this afternoon by the presence of Rev. William A. Nicholson, Pastor, of the McClure Avenue Presbyterian Church, who will deliver the invocation.

Rev. William A. Nicholson, Pastor of the McClure Avenue Presbyterian Church, offered the following prayer:

Our Heavenly Father, at the beginning of another week we come to Thee for help and light. Let Thy Spirit rule our hearts in righteousness and love. Through us build the old wastes, and repair the desolations of other generations, that the wilderness may rejoice, and the city be glad with Thy law.

Forgive those sins which so easily beset us; Our wanton waste of the wealth of soil and sea; our desecration of natural beauty; Our heedlessness of those who come after us; Our love of money; Our neglect of backward peoples and places; Our contempt for those who are not of our race or color, class or creed.

Be pleased to bless and prosper all who love and serve their fellow men, remembering the poor, healing the sick, teaching the ignorant, comforting the sorrowful, lifting up the afflicted and the fallen, preserving law and order and making peace among men.

Take under Thy governance and protection Thy servants here assembled and all who have been entrusted with authority; so defending them from all evil and enriching them with all good that our city may prosper in freedom beneath an equal law, and all our works may magnify Thy name throughout the whole earth. Amen.

The Chair:

Thank you Reverend Nicholson for your very inspiring prayer.

#### PRESENTATIONS

Mrs. D'Ascenzo presented

No. 906. Communication from Stephen A. Bodnar, Supervisor, Bureau of Recreational Activities, Department of Parks and Recreation, submitting report of his attendance at the 11th Annual Recreation Conference at Pennsylvania State University, May 7-9, 1958.

Which was read and referred to the Committee on Finance.

Mr. Fagan presented

No. 907. An Ordinance authorizing an Agreement with The Pennsylvania Railroad Company and The Phila-

delphia, Baltimore and Washington Railroad Company providing for the railroads' dedication to the City of Pittsburgh of land in the 17th, 18th and 19th Wards of the City of Pittsburgh, and fixing the terms of said dedication.

Also

No. 908. Resolution authorizing sale to Louis A. Boettner and Margaret A. Boettner, his wife, lots on Queensbury Street, 28th Ward, for the sum of \$800.00.

Also

No. 909. Resolution authorizing sale to Donald M. Dufner and Mary Louise Dufner, his wife, lots on Queensbury Street, 28th Ward, for the sum of \$800.00.

Also

No. 910. Resolution authorizing sale to Hadoar Properties, Inc., lot on Banner Way, at the corner of Eden Way, 9th Ward, for the sum of \$700.00.

Also

No. 911. Resolution authorizing sale to John J. Lynch and Rose Marie Lynch, his wife, lots on Gladstone Street, 15th Ward, for the sum of \$600.00.

Also

No. 912. Resolution authorizing sale to Frank B. Rachfal and Rose Ann Rachfal, his wife, lot on Parklyn Street, 32nd Ward, for the sum of \$500.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 913. Petition for change of grade of Mentor Way, between the southerly line of Fort Duquesne Boulevard and a point 125 feet southwardly therefrom.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 914. Resolution authorizing and directing the Treasurer of the City of Pittsburgh to make all required employer's contribution payments necessary to provide coverage under the Social Security Program for those employees eligible for Social Security cov-

erage by virtue of their employment in the Department of Health, Commonwealth of Pennsylvania, who were employed by the City of Pittsburgh Department of Public Health during the period beginning January 1, 1956, and prior to January 1, 1957, into the Commonwealth of Pennsylvania Social Security contribution fund, and empowering the Governing Body of the City of Pittsburgh to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay the employer's contribution for the calendar year 1956 into the Commonwealth of Pennsylvania Social Security Contribution Fund.

Also

No. 915. Resolution authorizing the issuing of a warrant in favor of Reversa Hamlin, c/o Jones, Smith & Freeland, Esqs., Bakewell Building, Pittsburgh 19, Pa., in the sum of \$395.00 in full settlement of suit against the City of Pittsburgh for injuries sustained September 16, 1951 at 401 Larimer Avenue, and charging same to Code Account No. 46, Judgments.

Also

No. 916. Communication from J. B. Sullivan, Jr., Director, Office of Civil Defense, submitting report of his attendance at conference of Region 2 of the United States Civil Defense Council, held at York, Pa., on May 21, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. McCarthy (for Mr. Olbum) presented

No. 917. An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 918. An Ordinance transferring the aggregate sum of \$3,000.00 within Code Accounts of the Department of Public Works.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 919. Communication from Plumbers Local Union No. 27 submitting wage scale effective June 1, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 920. Communication from the Brookline Chamber of Commerce requesting the improvement of Whited Street, from Brookline Boulevard to Saw Mill Run Boulevard.

Also

No. 921. Petition for the construction of steps from East Garden Road to Lincoln Avenue, 12th Ward.

Also

No. 922. Communication from Frederick Omer, Consulting Engineer, on behalf of clients, requesting the City to condemn an 8 foot right-of-way and a 4 foot easement for utilities on the northerly side of Wilton Street abutting the Val Lorenzi Plan of Lots.

Which were severally read and referred to the Committee on Public Works.

Also

No. 923. Communication from George W. Turajlich requesting the vacation of an unnamed street paralleling East Ohio Street and running eastwardly from Rialto Street.

Which was read and referred to the Committee on Public Services and Surveys.

Mr. Edward V. Ridge, teacher, and 6 members of the Student Council of Connelley Vocational High School were present and Councilman Paul F. Jones explained the proceedings of Municipal Government and introduced each member of Council with a statement as regards their duties as Chairman of the Committee they represented.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 924. Report of the Committee on Finance for May 28, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 868. An Ordinance entitled, "An Ordinance transferring the sum of Six Thousand Eight Hundred Ninety-eight (\$6,898.00) Dollars from Code Account No. 1706-1, Automotive Equipment, to Code Account No. 1707, Rehabilitation and Reconditioning of Water System, both within the Department of Water."

Which was read.

Also

Bill No. 870. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of new flooring in the club house locker rooms at the Schenley Park Golf Course in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 871. An Ordinance entitled, "An Ordinance transferring the sum of \$6,300.00 from Code Accounts 1812, 1818, 1824 and 1830 to Code Account 1814, Department of Parks and Recreation."

Which was read.

Also

Bill No. 881. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$284,745.36 to Code Account No. 56, Firemen's Relief and Pension Fund."

Which was read.

McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 869. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Foundation Associates, Inc., professional engineers, in the sum of Five Hundred (\$500.00) Dollars for services rendered in determining soil conditions for the foundation of the proposed new Highland Pumping Station, without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 886. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$150,000.00 from Bond Fund No. \_\_\_\_\_, for the payment of the cost of engineering and other necessary expense in connection with the general public improvements

within the City of Pittsburgh to be carried out by the Department of Public Works."

In Committee on Finance, May 28, 1958, bill read and amended in Section 1 and in the title by inserting in the blank space the words, "193, General Public Improvement Peoples Bonds 1957," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 887. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with The Pennsylvania Railroad Company for the construction of a public sewer by the City on Pennsylvania Railroad property within the limits of South 21st Street, and providing for the payment of \$2,500.00 to The Penn-

sylvania Railroad Company for the right to construct said sewer on private property."

In Finance Committee, May 28, 1958, bill read and amended in Section 2 by inserting in the blank space the words, "Bond Fund No. 193-304, Sewers," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 888. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reconstruction of a public sewer on South Twenty-first Street, the private right-of-way of The Pennsylvania Railroad Company, within the limits of South Twenty-first Street, Sarah Street and South Twentieth Street, from a point about 140.0 feet south of Josephine Street to Iron-ton Street, including all other work in connection with the drainage served by said sewer, and the laying and relaying

of water lines and other work incidental thereto, and providing for the payment of the costs thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 882. Resolution exonerating City taxes against property of John W. McKinnon in the 17th Ward, in the sum of \$64.25 for the years 1943 to 1947, inclusive; authorizing and directing the proper officers of the City of Pittsburgh to satisfy all liens of record in connection with said taxes, and charging the costs thereof to the City of Pittsburgh.

Which was read.

McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 873. Resolution authorizing and directing the Director of the Department of Lands and Buildings to grant an extension of "Sick Leave," with pay, not to exceed thirteen (13) days from May 16, 1958, to Martin McTighe, Superintendent of Property, Bureau of Maintenance, Department of Lands and Buildings.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 883. Resolution authorizing the issuing of a warrant in favor of Esso Standard Oil Co., Manufacturing Department, 34th and Smallman Streets, Pittsburgh 1, Pa., in the sum of \$25.00, a refund for duplication of registration, which was paid in error; to Ferry Electric Company, 430 East Warrington Avenue, Pittsburgh 10, Pa., in the sum of \$12.00 for permits issued in error; to the Commonwealth Heating and Plumbing Co., 917 Liberty Avenue, Pittsburgh 22, Pa., in the sum of \$7.00 for permit issued to wrong address, through error; to Nathan Cantor, Registered Architect, 121 South Negley Avenue, Pittsburgh 6, Pa., for partial refund in the sum of \$82.80 for permit issued and plans later revised to reduce permit fee; to W. M. Meneely, 1081 Fairwood Drive, building

construction permit issued and plans later revised, partial refund in the sum of \$7.30, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 925. Report of the Committee on Public Works for May 28, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 889. An Ordinance entitled, "An Ordinance accepting the dedication of certain property for public use for highway purposes for the widening of Shady Avenue at the southeasterly intersection of Walnut Street, and widening the same."

Which was read.

Also

Bill No. 650. An Ordinance entitled, "An Ordinance consenting to the entrance upon streets of the City of Pittsburgh, and the taking of other action affecting property rights, by the County of Allegheny for the purpose of constructing and maintaining a new Glenwood Bridge, with its approaches and other appurtenances, in accordance with the Act of July 28, 1953, P. L. 723, Article XXVII, Section 2776."

Which was read.



Also

Bill No. 651. An Ordinance entitled, "An Ordinance consenting to the entrance upon streets of the City of Pittsburgh, and the taking of other action affecting property rights, by the County of Allegheny for the purpose of constructing and maintaining a new 62nd Street Bridge, with its approaches and other appurtenances, in accordance with the Act of July 28, 1953, P. L. 723, Article XXVII, Section 2776."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 746. An Ordinance entitled, "An Ordinance regulating the discharge of waste materials into sewers of the City of Pittsburgh; prohibiting the discharge therein of wastes which may damage the sewers or other sewage facilities of the City of Pittsburgh or of the Allegheny County Sanitary Authority, which may interfere with sewage treatment processes, or may endanger life or safety; and providing for penalties for violation."

In Committee on Public Works, May 28, 1958, bill read and amended as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Rodgers moved

That the amendments of the Committee on Public Works be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 926. Report of the Committee on Public Service and Surveys for May 28, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 878. An Ordinance entitled, "An Ordinance changing the names of Short Street, between Fort Pitt Boulevard and Liberty Avenue, also Barbeau Street, between Liberty Avenue and Fort Duquesne Boulevard, to Commonwealth Place."

Which was read.

Also

Bill No. 879. An Ordinance entitled, "An Ordinance re-establishing the grade of Almora Street, from Spencer Avenue to a point 285.62 feet eastwardly therefrom."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. D'Ascenzo presented

No. 927. Report of the Committee on Parks, Recreation and Libraries for May 28, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 872. An Ordinance entitled, "An Ordinance repealing Ordinance No. 13 entitled, 'An Ordinance providing for the letting of a contract for the furnishing and delivery of Triplex Mowers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof,' approved January 24, 1958."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 928. Report of the Committee on Lands, Buildings and Housing for May 28, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 874. Resolution authorizing sale to Wilbert T. Diddle and Mary Olive Diddle, his wife, lots on Rosalia Place, 15th Ward, for the sum of \$4,100.00.

Which was read.

Also

Bill No. 875. Resolution authorizing sale to Domenico DiDomenico and Cleonice DiDomenico, his wife, lot on Rugby Street, 12th Ward, for the sum of \$350.00.

Which was read.

Also

Bill No. 876. Resolution authorizing sale to Catherine M. Johnson and Thomas A. McMahon, her father, lots on Silverdale Street, 13th Ward, for the sum of \$1,600.00.

Which was read.

Also

Bill No. 877. Resolution authorizing sale to Norman E. White and Jean L. White, his wife, lot on Keever Avenue, 28th Ward, for the sum of \$300.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Jones presented

No. 929. Report of the Committee on Planning and Redevelopment for May 28, 1958, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 880. Resolution approving the Site Plan of District "B," dated May 1, 1958, prepared by Harrison and Abramovitz, Architects, and Drawings K-1 and K-2 prepared by Harrison and Abramovitz, Architects, as submitted by Urban Redevelopment Authority of Pitts-

burgh, presenting elevations of Building No. 4 in the Gateway Center.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones moved

That the Minutes of Council of Tuesday, May 27, 1958, be approved.

Which motion prevailed.

And on motion of Mr. Jones,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, June 9, 1958.

No. 23

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 9, 1958.

Council met.

Present:—Messrs.

Counahan	Oibum
Fagan	Rodgers,
Jones	Weir
McCarthy	Gallagher (Pres't)

Absent: Mrs. D'Ascenzo.

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend James C. Biller, Assistant Pastor, St. James Roman Catholic Church, Sewickley, Pa., who will deliver the invocation.

Reverend James C. Biller, Assistant Pastor, St. James Roman Catholic Church, Sewickley, Pa., offered the following prayer:

Most Holy God who has brought us to this day, defend us in the same by Thy Mighty power; vouchsafe to enter our hearts; teach us what we are to do and wither we ought to tend; show us what we must accomplish, in order that, with Thy help, we may be able to please Thee in all things.

Suffer us not to disturb the order of justice, Thou who loves equity above all things; let not ignorance draw us into devious paths, nor partiality sway our minds, neither let respect of riches or persons pervert our judgment; but unite us to Thee effectually by the gift of Thy grace, that we may be one in Thee and may never forsake the truth.

Grant that all the thoughts of our minds, all the words of our tongues, all the affections of our hearts, and all our actions may be always conformed to Thy most holy Will; to the end that in the life to come we may attain to everlasting rewards for deeds well done. Amen.

The Chair:

Thank you Father Biller for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 930. Communication from William L. Flanagan, Supervisor, Bureau of Recreational Activities, Department of Parks and Recreation, submitting report of his attendance at the Recreation Conference at Pennsylvania State University, May 7-9, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 931. An Ordinance authorizing and directing the execution of an Agreement with the School District of Pittsburgh for the installation of electric night lights on that portion of Phillips Park known as the Athletic Field and used jointly by the City of Pittsburgh and the School District of Pittsburgh, and providing for the joint use, control and maintenance of said field.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Fagan presented

No. 932. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of Alexander Dzubay, Registered Mechanical Engineer, Pittsburgh, Pa., in connection with the rehabilitation of the Heating and Ventilating Systems of the Carnegie Free Library of Allegheny, Federal and E. Ohio Streets, N. S., Pittsburgh, Pa., for the Department of Lands and Buildings and appropriating funds for such mechanical engineering services.

Also

No. 933. An Ordinance authorizing the issuance of a warrant in favor of the Weldon and Kelly Company of Pittsburgh, Pa., for \$320.00 for work performed at the No. 1 Police Station for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law.

Which were read and referred to the Committee on Finance.

Also

No. 934. An Ordinance authorizing a contract or contracts for furnishing and installing a new carpet in Room 417, City-County Building, Pittsburgh, Pa., for the Department of Public Works, and for the payment of the cost thereof.

Also

No. 935. An Ordinance providing for the letting of a contract for the furnishing and delivery of Fluorescent Lighting Fixtures with Ballasts, and Accessories, for the Bureau of Accounts and Administration, Department of Lands and Buildings, and for the payment of the cost thereof.

Also

No. 936. Resolution authorizing sale to James W. Austin and Mary E. Austin, his wife, lots on Lemington Avenue, 12th Ward, for the sum of \$1,000.00.

Also

No. 937. Resolution authorizing sale to Donald L. Klingensmith and Jo-

seph A. Yoest, lot on Dagmar Avenue, 19th Ward, for the sum of \$500.00.

Also

No. 938. Resolution authorizing sale to Rachel R. Telford, lot on Renfrew Street, 12th Ward, for the sum of \$100.00.

Also

No. 939. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Marcella M. Adamitz, daughter of the former owner, for property on Baldwin Road and Streets Run Road, 31st Ward, which was acquired at City Treasurer's Sale No. 691 of 1956, upon payment of all taxes, penalties, interest and costs.

Also

No. 940. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Agnes Lauderbaugh, for property on Wenzell Avenue, 19th Ward, which was acquired at City Treasurer's Sale No. 288 of 1955, upon payment of all taxes, penalties, interest and costs.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 941. Communication from the Department of City Planning submitting report of Fred Utevsky, Assistant Planning Director, of his attendance at the Annual National Planning Conference of the American Society of Planning Officials in Washington, D. C., May 18-22, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 942. An Ordinance changing the name of Grand Avenue, between Brighton Road and Westborn Street, to Westborn Street.

Also

No. 943. An Ordinance granting unto Peoples First National Bank & Trust Company, the right to construct, maintain and use a seven story building extending above and across Book Way, with a minimum clearance of twelve feet, connecting a new building to be built on property known as 249

Fifth Avenue with the First National Bank Building at the corner of Fifth Avenue and Wood Street, and to construct, maintain and use a utility and pedestrian tunnel beneath Book Way connecting said properties, in the Second Ward, Pittsburgh, Pennsylvania.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 944. Resolution authorizing and directing the City Treasurer to reproduce for the South Pittsburgh Water Company billing cards containing data relative to the City consumers served by the Company, and the cost of rendering such service to be paid by the Company at the rate of 1.8c per card.

Also

No. 945. Resolution authorizing the issuing of a warrant in favor of Joseph Feingold and Pawtucket Mutual Insurance Company, c/o Gateway Adjustment & Services, Inc., 904 Union Trust Building, Pittsburgh 19, Pa., in the sum of \$206.77 in full settlement of claim against the City of Pittsburgh for car struck by police motorcycle November 9, 1957, at Bigelow Boulevard and North Craig Street, and charging same to Code Account No. 46, Judgments.

Also

No. 946. Resolution authorizing the issuing of a warrant in favor of John P. Vojnik, 16 Harden Street, Brooklyn 34, New York, in the sum of \$160.00 in full settlement of claim against the City of Pittsburgh for sidewalk at 400 Belonda Street damaged by tree roots and charging same to Code Account No. 46, Judgments.

Also

No. 947. Resolution authorizing the issuing of duplicate warrants to Society of American Bacteriologists, in the sum of \$12.00, to replace Warrant No. 11468 dated January 24, 1958, and to Gerson W. Reiff, in the sum of \$16.94, to replace Warrant No. 6589, dated March 3, 1958, which were lost or destroyed.

Also

No. 948. Communication from the City Treasurer advising that an anticipated additional appropriation for

postage will be required in view of the increase in postal rates by the Government.

Also

No. 949. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of May 31, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 950. Resolution authorizing the issuing of a warrant in favor of Mrs. Otilda Kurtz, 737 Frank Street, Pittsburgh 27, Pa., mother of Homer Kurtz, in the amount of \$10.00, being a refund of fine paid, and charging same to Code Account No. 43-1, Refunds, Fines, etc.

Which was read and referred to the Committee on Finance.

Also

No. 951. An Ordinance providing for the letting of a contract for the furnishing and delivery of Fire Hose, Coupled, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Also

No. 952. Communication from the Department of Public Safety advising of institution of emergency traffic regulations, effective at 9:30 A. M. (Daylight Saving Time), Tuesday, June 3, 1958, on the Boulevard of the Allies, the Liberty Bridge and Penn-Lincoln Parkway.

Which was read, received and filed.

Mr. Rodgers presented

No. 953. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of May, 1958.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 954. Communication from Laborers' District Council of Western Pennsylvania submitting wage scale for members of this organization effective June 1, 1958.

Also

No. 955. Communication from Vincent C. A. Scully, Jr., Esq., requesting payment of damage to property of Anthony Caquatto, 102 Thirty-third Street, by contractor while in the improvement of Thirty-third Street.

Which were read and referred to the Committee on Finance.

Also

No. 956. Communication from Mrs. Laura E. Steele requesting the resurfacing of Hillsboro Street, 20th Ward.

Also

No. 957. Communication from Mrs. F. E. Schumann, 535 North Neville Street, requesting the City to provide safety measures for children and others using the 200 block of North Neville Street.

Also

No. 958. Communication from A. E. Schliffet, 811 Wenzell Avenue, Pittsburgh 16, Pa., requesting the construction of a public sewer on Banksville Road from the existing sewer to a point 900 feet south of Crane Avenue.

Which were severally read and referred to the Committee on Public Works.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 959. Report of the Committee on Finance for June 3, 1958, transmitting an ordinance and two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 918. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$3,000.00 within Code Accounts of the Department of Public Works."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 914. Resolution authorizing and directing the Treasurer of the City of Pittsburgh to make all required employer's contribution payments necessary to provide coverage under the Social Security Program for those employees eligible for Social Security coverage by virtue of their employment in the Department of Health, Commonwealth of Pennsylvania, who were employed by the City of Pittsburgh Department of Public Health during the period beginning January 1, 1956, and prior to January 1, 1957, into the Commonwealth of Pennsylvania Social Security contribution fund, and empowering the Governing Body of the City of Pittsburgh to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay the employer's contribution for the calendar year 1956 into the Commonwealth of Pennsylvania Social Security Contribution Fund.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Jones
Mr. Fagan	Mr. McCarthy

Mr. Olbum  
Mr. Rodgers  
Mr. Weir

Mr. Gallagher  
(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 915. Resolution authorizing the issuing of a warrant in favor of Reversa Hamlin, c/o Jones, Smith & Freeland, Esqs., Bakewell Building, Pittsburgh 19, Pa., in the sum of \$395.00 in full settlement of suit against the City of Pittsburgh for injuries sustained September 16, 1951, at 401 Larimer Avenue, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan,	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Olbum presented

No. 960. Report of the Committee on Public Safety for June 3, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 917. An Ordinance entitled, "An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' ap-

proved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 961. Report of the Committee on Lands, Buildings and Housing for June 3, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 908. Resolution authorizing sale to Louis A. Boettner and Margaret A. Boettner, his wife, lots on Queensbury Street, 28th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 909. Resolution authorizing sale to Donald M. Dufner and Mary Louise Dufner, his wife, lots on Queensbury Street, 28th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 910. Resolution authorizing sale to Hadoar Properties, Inc., lot



on Banner Way, at the corner of Eden Way, 9th Ward, for the sum of \$700.00.

Which was read.

Also

Bill No. 911. Resolution authorizing sale to John J. Lynch and Rose Marie Lynch, his wife, lots on Gladstone Street, 15th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 912. Resolution authorizing sale to Frank B. Rachfal and Rose Ann Rachfal, his wife, lot on Parklyn Street, 32nd Ward, for the sum of \$500.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan  
Mr. Fagan

Mr. Jones  
Mr. McCarthy

Mr. Olbum  
Mr. Rodgers  
Mr. Weir

Mr. Gallagher  
(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan moved

That the meetings of the standing committees of Council, commencing with the Committee on Finance, scheduled for Tuesday, June 10, 1958, at 1:00 o'clock, P. M., be postponed until Wednesday, June 11, 1958, at 1:00 o'clock, P. M., in order to permit those members who are Trustees of the Carnegie Institute of Technology to attend the commencement exercises of said institution on Tuesday afternoon, June 10, 1958, at 1:00 o'clock, P. M. (E. S. T.)

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of Monday, June 2, 1958, be approved.

Which motion prevailed.

And on motion of Mr. Jones,  
Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, June 16, 1958.

No. 24

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 16, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend Lufay Anderson Sweet, Pastor, The Concord Presbyterian Church, who will deliver the invocation.

Reverend Lufay Anderson Sweet, Pastor, The Concord Presbyterian Church, offered the following prayer:

In the name of the Father and the Son and the Holy Ghost. Amen. Most Holy and Glorious Lord God Thou Great Architect of Heaven and Earth, who art the giver of all good gifts and graces, and hast promised that where two or three are gathered together in Thy Name, Thou wilt be in the midst of them. In Thy Name the Councilmen of our fair

City of Pittsburgh meet together, most humbly beseeching Thee to bless them in all their deliberations and undertakings that they may have that wisdom which comes from Divine Providence to lead and guide them, that all of their doings may be for the welfare of the citizens of Pittsburgh and may tend to the glory of Thy Holy Name through Jesus Christ our Lord. Amen.

The Chair:

Thank you Reverend Sweet for your very inspiring prayer.

#### PRESENTATIONS

Mrs. D'Ascenzo presented

No. 962. An Ordinance amending a portion of Section 1, of Ordinance No. 397, approved October 10, 1957, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Viewing Platform and Bandstand at Grandview Park and providing for the payment of the cost thereof."

Also

No. 963. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement, to be attached to, and made part of, Contract No. 14760, increasing the fees for architectural services in conjunction with the Construction of a Viewing Platform and Bandstand at Grandview Park, from a maximum of \$3,700.00, to \$4,450.00.

Also

No. 964. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement to

be attached to, and made part of Contract No. 14552, increasing the fees for architectural services in conjunction with Landscaping and General Improvements of Harry Fowler Playground from a maximum of \$7,100.00 to \$8,000.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 965. Resolution approving Agreement dated May 22, 1958, by the County of Allegheny and the Board of Trustees of the Carnegie Library of Pittsburgh, for continuing the extension of Library services to all residents of Allegheny County.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Fagan presented

No. 966. Communication from the Department of Lands and Buildings requesting permission to award to the low bidder, Ace Demolition, Inc., a contract in the amount of \$3,365.00 for the demolition of a City-owned building located at 820 Second Avenue, 1st Ward.

Which was read and referred to the Committee on Finance.

Also

No. 967. Communication from Paul J. O'Donnell requesting relief in the matter of erecting a new home on Shaler Street, 19th Ward, under the new Zoning Ordinance.

Which was read and referred to the Committee on Public Works.

Also

No. 968. Resolution authorizing that the new heating plant in the North Side Carnegie Library Building be designed to provide for the supply of heat to the Library building and also to the Buhl Planetarium, and that the City of Pittsburgh continue to supply heat to the Buhl Planetarium upon the rehabilitation of the heating plant at the North Side Carnegie Library building.

Also

No. 969. Resolution authorizing sale to Floyd A. Cramer and Louise Cramer, his wife, lots on Lanark Street, 25th Ward, for the sum of \$1,200.00.

Also

No. 970. Resolution authorizing sale to Frances Jurjevic, lot on Maple Street, 26th Ward, for the sum of \$500.00.

Also

No. 971. Resolution authorizing sale to Sam A. Lesante, lots on Beehner Road, 15th Ward, for the sum of \$800.00.

Also

No. 972. Resolution authorizing sale to Joseph C. Metzler and Nellie Metzler, his wife, lots on Lanark Street, 25th Ward, for the sum of \$900.00.

Also

No. 973. Resolution authorizing sale to Charles W. Mutzabaugh and Marcella Mutzabaugh, his wife, lot on Saranac Avenue, 19th Ward, for the sum of \$375.00.

Also

No. 974. Resolution authorizing sale to Henry J. Soracco and Vivian Soracco, his wife, lots on Wyncote Street, 20th Ward, for the sum of \$800.00.

Also

No. 975. Resolution authorizing sale to James N. Walker and Eunice E. Walker, his wife, lot on Ellopla Street, 20th Ward, for the sum of \$650.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 976. Communication from the Department of City Planning requesting permission for four employees of the City Planning Commission to attend the Sixth Annual Planning Technicians' Conference at Bolling Springs, Pa., June 26 and 27, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 977. An Ordinance amending Section 2603 of the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, by changing the regulations for the location of community garages and community parking areas.

Also

No. 978. Communication from Scott & McCune, Incorporated, request-

ing change of zoning of property on Spring Garden Avenue, 26th Ward, from an "M3" Light Industrial District to a "C2" or "C3" District, so as to permit the erection of a Shopping Center.

Also

No. 979. Communication from the Department of City Planning submitting plan of the Giant Eagle Mart Plan of Lots situate at Murray Avenue, Loretta Street and Greenfield Avenue, 15th Ward (formerly Roosevelt School Property).

Also

No. 980. Communication from Baskin and Baskin, Attorneys, requesting change of zoning of property on Ivory Avenue, 26th Ward, from "R-1" One-Family Residence District to an "R4" Multiple-Family Residence District.

Which were severally read and referred to the Committee on Public Works.

Also

No. 981. An Ordinance vacating Council Way, between Thomas Street and a line 4.95 feet north of the line dividing Lots No. 87 and 88 in the "Crystal Place Plan of Lots," and providing for the closing of said Way, and condemning all private rights in the vacated area.

Also

No. 982. An Ordinance granting unto the Mine Safety Appliances Company, its successors or assigns, the right and privilege to construct, maintain and use, at its own cost and expense, six 8" diameter transite conduits encased in concrete in and across Meade Street, 14th Ward, Pittsburgh, Pennsylvania.

Which were read and referred to the Committee on Public Services and Surveys.

Mr. McCarthy presented

No. 983. Resolution exonerating City taxes against Hestor Vowinckel for the year 1953 in the sum of \$12.96 for property in the 13th Ward, for the reason that the said property is a duplicate assessment, being presently and properly assessed to Filomena Donattilli, as per Assessor's Change Order, approved by A. E. Prosser, Bureau of Deed Registry; authorizing the proper officers of

the City of Pittsburgh to satisfy said lien, and charging the costs to the City of Pittsburgh.

Also

No. 984. Resolution exonerating City taxes against Carlo Calderone and Josephine Calderone for the year 1953 in the sum of \$38.40 for property in the 13th Ward, for the reason that said property should be assessed to Dover Mayhan, et al, as per Assessor's Change Order, approved by A. E. Prosser, Bureau of Deed Registry; authorizing and directing the proper officers of the City to satisfy said lien, and charging the costs to the City of Pittsburgh.

Also

No. 985. Resolution authorizing the issuing of a warrant in favor of Louis Steinbach and Amalia Steinbach, 1501 Beechwood Boulevard, Pittsburgh 17, Pa., in the sum of \$182.61 in full settlement of claim against the City of Pittsburgh for driveway, curb and lawn area damaged during installation of City sewer in April of 1958 and sidewalk damaged by tree roots at above address, and charging same to Code Account No. 46, Judgments.

Also

No. 986. Resolution authorizing the issuing of duplicate warrants to Gerson W. Reiff in the sum of \$16.94 to replace Warrant No. 6589, dated March 3, 1958, and to North of Forbes, Inc., in the sum of \$80.85, to replace Warrant No. 138277, dated March 18, 1957, which were either lost or destroyed.

Also

No. 987. An Ordinance authorizing the issuance of warrants in favor of the following:

American LaFrance Corporation	
Machined Parts for Fire	
Equipment	\$559.09
Hagen Chemicals and Controls	
Water Conditioning Chemicals	19.80
International Business Machines	
Cards for IBM Machine	133.29
J. W. Matthews Company	
KC Stamps	15.11
Olson Radio Whse. of Pittsburgh, Electronic Devices for	
Police	3.60

for materials furnished for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 988. Communication from the Commission on Human Relations requesting permission for Edward A. King Housing Specialist, to attend a meeting of the Pennsylvania Equal Rights Council in Harrisburg, Pa., on June 17, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 989. Communication from the Department of Public Safety requesting permission for the Police Photographer, P. A. Verzella, to attend the Sixth National Industrial Photographers' Conference in Chicago, Illinois, July 20-25, 1958.

Also

No. 990. Communication from the Department of Public Safety requesting permission for Patrolman Roland F. Schmuck of the Identification Division to attend the Annual Conference of the International Association for Identification at Miami, Florida, July 27-31, 1958.

Which were read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 991. An Ordinance repealing Ordinance No. 135, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One Automobile for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof," approved April 5, 1957.

Also

No. 992. Petition for the installation of a street light on the corner of the 600 block of Lowell Street and an unnamed way.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 993. Communication from Bricklayers' International Union No. 2 of Pennsylvania submitting wage scale for members of said organization, effective June 9, 1958.

Also

No. 994. Communication from Sheet Metal Workers International Union, Local No. 12, advising of new wage scale for Sheet Metal Workers, effective July 1, 1958.

Which were read and referred to the Committee on Finance.

Also

No. 995. Communication from Karl Voigt requesting the opening of a way from Wells Way to Sycamore Street between Oneida Street and Plymouth Street, 19th Ward.

Also

No. 996. Petition of residents and property owners for the resurfacing of Oleatha Way, with reclaimed asphalt, between Flatbush Avenue and Glenarm Avenue, 19th Ward.

Which were read and referred to the Committee on Public Works.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 997. Report of the Committee on Finance for June 11, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 932. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of Alexander Dzubay, Registered Mechanical Engineer, Pittsburgh, Pa., in connection with the rehabilitation of the heating and ventilating systems of the Carnegie Free Library of Allegheny, Federal and E. Ohio Streets, N. S., Pittsburgh, Pa., for the Department of Lands and Buildings and appropriating funds for such mechanical engineering services."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 933. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Weldon and Kelly Company of Pittsburgh, Pa., for \$320.00 for work performed at the No. 1 Police Station for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 944. Resolution authorizing and directing the City Treasurer to reproduce for the South Pittsburgh Water Company billing cards containing data relative to the City consumers served by the Company, and the cost of rendering such service to be paid by the Company at the rate of 1.8c per card.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 945. Resolution authorizing the issuing of a warrant in favor of Joseph Feingold and Pawtucket Mutual Insurance Company, c/o Gateway Adjustment & Services, Inc., 904 Union Trust Building, Pittsburgh 19, Pa., in the sum of \$206.77 in full settlement of claim against the City of Pittsburgh for car struck by police motorcycle November 9, 1957, at Bigelow Boulevard and North Craig Street, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 946. Resolution authorizing the issuing of a warrant in favor of John P. Vojnik, 16 Harden Street, Brooklyn 34, New York, in the sum of \$160.00 in full settlement of claim against the City of Pittsburgh for sidewalk at 400 Belonda Street damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 947. Resolution authorizing the issuing of duplicate warrants to Society of American Bacteriologists in the sum of \$12.00 to replace Warrants No. 11468 dated January 24, 1958, and to Gerson W. Reiff, in the sum of \$16.94, to replace Warrant No. 6589, dated March 3, 1958, which were lost or destroyed.

Which was read.

Also

Bill No. 950. Resolution authorizing the issuing of a warrant in favor of Mrs. Otilde Kurtz, 737 Frank Street, Pittsburgh 27, Pennsylvania, mother of Homer Kurtz, in the amount of \$10.00, being a refund of fine paid, and charging same to Code Account No. 43-1, Refunds, Fines, etc.

Which was read

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Jones presented

No. 998. Report of the Committee on Public Service and Surveys for June 11, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 942. An Ordinance entitled, "An Ordinance changing the name of Grand Avenue, between Brighton Road and Westborn Street, to Westborn Street."

Which was read.

Also

Bill No. 943. An Ordinance entitled, "An Ordinance granting unto Peoples First National Bank & Trust Company, the right to construct, maintain and use a seven-story building extending above and across Book Way, with a minimum clearance of twelve feet, connecting a new building to be built on property known as 249 Fifth Avenue with the First National Bank Building at the corner of Fifth Avenue and Wood Street, and to construct, maintain and use a utility and pedestrian tunnel beneath Book Way connecting said properties, in the Second Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. D'Ascenzo presented

No. 999. Report of the Committee on Parks, Recreation and Libraries for June 11, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 931. An Ordinance entitled, "An Ordinance authorizing and directing the execution of an agreement

with the School District of Pittsburgh for the installation of electric night lights on that portion of Phillips Park known as the Athletic Field and used jointly by the City of Pittsburgh and the School District of Pittsburgh, and providing for the joint use, control and maintenance of said field."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Olbum presented

No. 1000. Report of the Committee on Public Safety for June 11, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 951. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of fire hose, coupled, for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1001. Report of the Committee on Lands, Buildings and Housing for June 11, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 934. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for furnishing and installing a new carpet in Room 417, City-County Building, Pittsburgh, Pa., for the Department of Public Works, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 935. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of fluorescent lighting fixtures with ballasts, and accessories, for the Bureau of Accounts and Administration, Department of Lands and Buildings, and for the payment of the cost thereof."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.



And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 936. Resolution authorizing sale to James W. Austin and Mary E. Austin, his wife, lots on Lemington Avenue, 12th Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 937. Resolution authorizing sale to Donald L. Klingensmith and Joseph A. Yoest, lot on Dagmar Avenue, 19th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 938. Resolution authorizing sale to Rachel R. Telford, lot on Renfrew Street, 12th Ward, for the sum of \$100.00.

Which was read.

Also

Bill No. 939. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to Marcella M. Adamitz, daughter of the former owner, for property on Baldwin Road and Streets Run Road, 31st Ward, which was acquired at City Treasurer's Sale No. 691 of 1956, upon payment of all taxes, penalties, interest and costs.

Which was read.

Also

Bill No. 940. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to

Agnes Lauderbaugh, for property on Wenzell Avenue, 19th Ward, which was acquired at City Treasurer's Sale No. 288 of 1955, upon payment of all taxes, penalties, interest and costs.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

The Chair presented

No. 1002. Resolved, That Rule I and X of the Rules of Council shall read as follows:

##### RULE I

Stated meetings of Council shall be held on Monday of each week at 2:00 o'clock, P. M. (E.S.T.), during January, February, March and April, 1958; at 1:00 o'clock, P. M. (E.S.T.), during May, June, except June 30, September and October, 1958; at 2:00 o'clock, P. M. (E.S.T.), during November and December, 1958, and at 1:00 o'clock, P. M. (E.S.T.), on July 14 and August 11, 1958.

##### RULE X

All Standing Committees of Council shall meet on Tuesday of each week, and on such succeeding days the Committees may determine, and such meetings shall begin at 2:00 o'clock, P. M. (E.S.T.), during January, February, March and April, 1958; at 1:00 o'clock, P. M., (E.S.T.), during May, June, September and October, 1958; at 2:00 o'clock, P. M., (E.S.T.), during November and December, 1958, and at 1:00 o'clock, P. M., (E.S.T.), on July 15 and August 12, 1958.

Which was read, copy furnished each member of Council, and laid on the table for one week.

Also

No. 1003. Whereas, The Secretary of the Army has announced his intention to close the Pittsburgh Army Ordnance District Office, effective July 1; and

Whereas, Such action would be deleterious to the economic health and progress of the Pittsburgh district; and,

Whereas, Not only would the removal of the Ordnance activity to Philadelphia be harmful to employees of that office but would also work to the disadvantage of numerous business and industrial firms in the Pittsburgh area in carrying out important government contracts; and

Whereas, The Pittsburgh area, already hard-hit with unemployment, would suffer additional hardship if the Secretary of the Army implements his announced intention to close the Pittsburgh Ordnance Office; Now, Therefore, be it

Resolved, That the Deputy Mayor and the Council of the City of Pittsburgh do hereby register their strong and vigorous objection to the closing of the Pittsburgh Army Ordnance Office and they call upon Secretary of Defense Neil Mc-

Elroy and Secretary of Army Wilber M. Brucker to rescind the order which will cause the elimination of the office and, further, that copies of this resolution be sent to United States Senators Joseph S. Clark and Edward Martin and to Congressmen Herman P. Eberharter, Elmer J. Holland, Robert J. Corbett and James G. Fulton with the request that they continue their efforts to prevent the closing of the Pittsburgh Army Ordnance Office.

Which was read.

Mr. Jones moved

The adoption of the resolution.  
Which motion prevailed.

Mr. Olbum presented

No. 1004. Communication from the Department of Public Safety advising of institution of 60-day trial of certain traffic regulations in the City of Pittsburgh, effective June 16, 1958.

Which was read, received and filed.

Mr. Jones moved

That the Minutes of Council of Monday, June 9, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Jones,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, June 23, 1958

No. 25

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 23, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend Charles B. Bergman, Assistant Pastor, St. Anne's Roman Catholic Church, Castle Shannon, Pa., who will deliver the invocation.

Reverend Charles B. Bergman, Assistant Pastor, St. Anne's Roman Catholic Church, Castle Shannon, Pa., offered the following prayer:

Almighty and Everlasting God, who alone works great wonders, pour down upon these Thy servants, the spirit of Your saving Grace, so that they may truly please Thee by the words and actions that will come forth from these members of our Pittsburgh City Council.

Give to them, O Lord, the grace to know the truth, and the strength to do what is right.

Help them today and always, to call to mind that You alone are the ruler of men and that they are real instruments in Your Hands, for we know that all authority comes from You, O Lord.

We ask Your Blessings and continued direction upon our Council Members, praying that their efforts may always be a source of peace on earth and good will toward all men. Amen.

The Chair:

Thank you Father Bergman for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1005. An Ordinance providing for a contract or contracts for Clarifier and appurtenances adjacent Ross Pumping Station, Department of Water, and pertinent work thereto, and providing for the payment of the cost thereof.

Also

No. 1006. An Ordinance authorizing the issuance of a warrant in favor of Boquet Construction Company, Incorporated, for \$4,176.04 in payment for extra work performed on the contract for valve installations at various locations in the City of Pittsburgh, Department of Water No. 1430, Controller's Register No. 14345 for the benefit of the City without previous authority of law.

Also

No. 1007. Communication from the Department of Water submitting report of overtime services performed by employees in the department during the month of May, 1958.

Also

No. 1008. Communication from the Department of Water submitting report of change-over from Steam to Electricity at Mission Pumping Station.

Also

No. 1009. Communication from Department of Water requesting permission for the Superintendent of the Filtration Division to attend the Pennsylvania Section of the American Water Works Association to be held at Erie, Pa., June 24-25 and 26, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1010. An Ordinance providing for a contract or contracts for the demolition of Old Brilliant Pumping Station, adjacent buildings and structures, Department of Water, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Filtration and Water.

Mrs. D'Ascenzo presented

No. 1011. An Ordinance providing for a contract or contracts for the improvement of the Conservatory Aviary, West Park, North Side, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1012. An Ordinance providing for a contract or contracts for the Installation of Planting and General Site Improvements at Paulson Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1013. An Ordinance providing for a contract or contracts for the construction of a second floor addition to the existing field houses for a caretaker's apartment at Sophia Evert No. 4 Playground, Armstrong Playground, and Frazier Playground in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1014. An Ordinance providing for a contract or contracts for the construction of night lighting facilities at Magee Playground in the Department

of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1015. An Ordinance providing for a contract or contracts for the construction of plumbing and sewer facilities and related work at Watson Cabin in Riverview Park, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1016. An Ordinance providing for a contract or contracts for the Improvement of Wabash Playground involving the Construction of a Parklet and Related Facilities in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1017. Communication from Department of Parks and Recreation advising of extra work on the contract for the construction of a Parklet and Playground on City-owned property south of Pauline Avenue and opposite Belasco Avenue.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1018. Resolution authorizing sale to William H. Camp and Willie Camp, his wife, lot on Trueman Street, 25th Ward, for the sum of \$400.00.

Also

No. 1019. Resolution authorizing sale to Olga A. Chickos, parts of lots on Sorrell Street, 27th Ward, for the sum of \$300.00.

Also

No. 1020. Resolution authorizing sale to Bernadine Godina, part of lot on Ellis Street, 26th Ward, for the sum of \$500.00.

Also

No. 1021. Resolution authorizing sale to Rudolph Macchioni and Esther Macchioni, his wife, lot on Campana Avenue, 12th Ward, for the sum of \$1,400.00.

Also

No. 1022. Resolution authorizing sale to Leo A. Sirakos, lots on Younger

Avenue, 20th Ward, for the sum of \$900.00.

Also

No. 1023. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to the Board of Public Education of the School District of Pittsburgh for approximately two (2) Acres of Land on Carnahan Road, 20th Ward, which was acquired at City Treasurer's Sale No. 354B of 1956.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1024. Communication from C. Ronal Woods, Planning Director, Department of City Planning, submitting report of his attendance at the Urban Land Institute Meeting in Montreal, Canada, June 3, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 1025. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-E16, by changing from an "S" District to a "C3" District, all that certain property bounded by Brown's Hill Road; the line dividing the existing "R2" and "S" Districts south of Beechwood Boulevard; Saline Street; and, a line perpendicular to Brown's Hill Road, which line intersects the first angle point in the westerly line of Saline Street, south of Beechwood Boulevard.

Which was read and referred to the Committee on Public Works.

Also

No. 1026. An Ordinance granting unto the Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense a reinforced concrete vault with fixed and hinged steel grating, for electrical purposes, in the easterly sidewalk area of Eleventh Street, 1st Ward, Pittsburgh, Pennsylvania.

Also

No. 1027. An Ordinance refixing the width and position of the westerly sidewalk and roadway, and re-establish-

ing the grade of Stanwix Street, from the northerly line of property of Bell Telephone Company of Pennsylvania to Liberty Avenue.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1028. An Ordinance appropriating and setting aside the sum of \$477,775.52 to Code Account No. 55, Police Pension Fund.

Also

No. 1029. Resolution authorizing and directing the City Solicitor to satisfy, without payment, the lien in the amount of \$204.00 against property of the City of Pittsburgh for the grading and paving of Mulberry Way, 6th Ward, with notice to Rubber Products Company.

Also

No. 1030. Resolution authorizing and directing the City Treasurer to exonerate City taxes for the year 1953 in the amount of \$35.20 against George D. Dugos, 4th Ward, for the reason that a portion of the said property has been taken by the Commonwealth of Pennsylvania for State Highway Route No. 764, Section 12, July 16, 1952, as per Deed Registry Correction slip dated December 31, 1956; authorizing and directing the proper officers of the City of Pittsburgh to satisfy said lien, and charging the costs to the City of Pittsburgh.

Also

No. 1031. Resolution exonerating City taxes for the years 1950 to 1953, inclusive, in the sum of \$14.52, against City of Pittsburgh, 14th Ward, for the reason that said property was taken by deed of January 24, 1949, for widening Beechwood Boulevard, as per Assessor's Change Order; authorizing and directing the proper officers of the City to satisfy said liens, and charging the costs to the City of Pittsburgh.

Also

No. 1032. Resolution exonerating City taxes for the years 1952 and 1953 in the sum of \$13.00, against Anna F. Reinecker, 5th Ward, for the reason that said property has been taken for street purposes by Ordinance No. 435, approved

October 30, 1947; authorizing and directing the proper officers of the City to satisfy said liens, and charging the costs to the City of Pittsburgh.

Also

No. 1033. Resolution exonerating City taxes for the year 1951 in the sum of \$28.84 against Bessie K. Schenck, 12th Ward, for the reason that said property is a duplicate assessment, being property assessed to Michael H. and Dan C. Parrish during the subject year, as per Deed Registry Correction Slip, dated January 31, 1956; authorizing and directing the proper officers of the City to satisfy said lien, and charging the costs to the City of Pittsburgh.

Also

No. 1034. Resolution exonerating City taxes for the year 1950 in the sum of \$11.20 against George Toma and Julia Toma, 4th Ward, for the reason that the building assessed was razed in 1949, as per Assessor's Change Order; authorizing and directing the proper officers of the City to satisfy said lien, and charging the costs to the City of Pittsburgh.

Also

No. 1035. Resolution authorizing the issuing of a warrant in favor of Edward J. Fischer, 164 Robinson Street, Pittsburgh 13, Pa., in the sum of \$275.00 in full settlement of claim against the City of Pittsburgh for parked car in front of home damaged by Bureau of Fire truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1036. Resolution authorizing the issuing of a warrant in favor of Dale H. Kendall and Harriet E. Kendall, 1500 Amanda Street, Pittsburgh 10, Pa., in the sum of \$127.92 in full settlement of claim against the City of Pittsburgh for car struck May 1, 1958, at Forbes and Liberty Avenues by Treasurer's Office pick-up truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1037. Resolution authorizing the issuing of a warrant in favor of Albert Nath, Anna Nath and Motors Insurance Corporation, 5182 Liberty Avenue, Pittsburgh 24, Pa., in the sum of \$208.16 in full settlement of claim

against the City of Pittsburgh for car damaged April 21, 1958, in Parkfield Street near Nobles Lane, and charging same to Code Account No. 46, Judgments.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1038. An Ordinance transferring the sum of \$1,315.00 from Code Account No. 1480, Cable Installation, to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety.

Also

No. 1039. Resolution authorizing the issuing of a warrant in the amount of \$100.00 made payable to the School Safety Patrol Sponsoring Committee and forwarding same to E. C. Timmermann, Jr., Treasurer, c/o Automobile Club of Pittsburgh, Peoples Building, Fourth Avenue at Wood Street, Pittsburgh 22, Pa., to pay for the City's share of the cost of School Patrol Picnic, and charging same to Code Account No. 1416, Child Safety Activities.

Which were read and referred to the Committee on Finance.

Also

No. 1040. An Ordinance authorizing and empowering the Mayor and the Director of the Department of Public Safety to enter into agreements with any person or persons, partnership, association or corporation conducting business in the City of Pittsburgh, for the procurement and installation of certain traffic signal light equipment and auxiliary devices, and determining the manner and cost, installation, maintenance and replacement of the same.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 1041. An Ordinance providing for a contract or contracts for the repaving of South Negley Avenue, from Fifth Avenue to Dunmoyle Place, including the laying and relaying of water lines, and other work incidental thereto, and providing for payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1042. An Ordinance authorizing and directing the Grading, Paving and Curbing of Mt. Royal Road, from Forward Avenue to the westerly line of Lots No. 11 and 12 in the Mt. Royal Terrace Plan of Lots, including the laying and relaying of water lines, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 1043. Communication from International Association of Bridge, Structural and Ornamental Iron Workers, Local No. 3, advising of expiration date of agreement of wages is June 30, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 1044. Communication from the Board of Public Education requesting revision of the Zoning Ordinance so as to permit the School Board to rehabilitate and add to the Belmar and Homewood Schools.

Which was read and referred to the Committee on Public Works.

#### UNFINISHED BUSINESS

The Chair took up

Bill No. 1002. Resolved, That Rule I and Rule X of the Rules of Council shall read as follows:

#### RULE I

Stated meetings of Council shall be held on Monday of each week at 2:00 o'clock, P. M. (E. S. T.), during January, February, March and April, 1958; at 1:00 o'clock, P. M. (E. S. T.), during May, June, except June 30, September and October, 1958; at 2:00 o'clock, P. M., (E. S. T.), during November and December, 1958, and at 1:00 o'clock P. M. (E. S. T.) on July 14 and August 11, 1958.

#### RULE X

All Standing Committees of Council shall meet on Tuesday of each week, and on such succeeding days the Committees may determine, and such meetings shall begin at 2:00 o'clock P. M., (E. S. T.), during January, February, March and April, 1958; at 1:00 o'clock, P. M., (E. S. T.), during May, June, September and October, 1958; at 2:00 o'clock P. M., (E. S. T.), during November and December, 1958, and at 1:00 o'clock P. M., (E. S. T.) on July 15 and August 12, 1958.

In Council June 16, 1958, read, copy furnished each member of Council, and laid over for one week.

Which was read.

Mr. Counahan moved .

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the motion prevailed.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1045. Report of the Committee on Finance for June 17, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 962. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 397, approved October 10, 1957, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a viewing platform and bandstand at Grandview Park, and providing for the payment of the cost thereof.'"

Which was read.

Also

Bill No. 963. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement, to be attached to, and made part of, Contract No. 14760, increasing the fees for architectural services in conjunction with the construction of a viewing platform and bandstand at Grandview Park, from a maximum of \$3,700.00 to \$4,450.00."

Which was read.

Also

Bill No. 964. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement to be attached to, and made part of Contract No. 14552, increasing the fees for architectural services in conjunction with landscaping and general improvements of Harry Fowler Playground from a maximum of \$7,100.00 to \$8,000.00."

Which was read.

Mr. McCarthy presented

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 987. An Ordinance entitled, "An Ordinance authorizing the is-

suance of warrants in favor of the following:

American LaFrance Corporation, Machined Parts for Fire Equip- ment .....	\$559.09
Hagen Chemicals and Controls, Water Conditioning Chemicals. ....	19.80
International Business Machines, Cards for IBM Machine.....	133.29
J. W. Matthews Company, KC Stamps .....	15.11
Olson Radio Whse. of Pittsburgh, Electronic Devices for Police....	3.60

for materials furnished for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 983. Resolution exonerating City taxes against Hester Vowinkel for the year 1953 in the sum of \$12.96 for property in the 13th Ward, for the reason that the said property is a duplicate assessment, being presently and properly assessed to Filomena Donattilli, as per Assessor's Change Order, approved by A. E. Prosser, Bureau of Deed Registry; authorizing the proper officers of the City of Pittsburgh to satis-



fy said lien, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 984. Resolution exonerating City taxes against Carlo Calderone and Josephine Calderone for the year 1953 in the sum of \$38.40 for property in the 13th Ward, for the reason that said property should be assessed to Dover Mayhan, et al, as per Assessor's Change Order, approved by A. E. Prosser, Bureau of Deed Registry; authorizing and directing the proper officers of the City to satisfy said lien, and charging the costs to the City of Pittsburgh.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 985. Resolution authorizing the issuing of a warrant in favor of Louis Steinbach and Amalia Steinbach, 1501 Beechwood Boulevard, Pittsburgh 17, Pa., in the sum of \$182.61 in full settlement of claim against the City of Pittsburgh for driveway, curb and lawn area damaged during installation of City sewer in April of 1958 and sidewalk damaged by tree roots at above address, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 986. Resolution authorizing the issuing of duplicate warrants to Gerson W. Reiff in the sum of \$16.94

to replace Warrant No. 6589, dated March 3, 1958, and to North of Forbes, Inc., in the sum of \$80.85, to replace Warrant No. 138277, dated March 18, 1957, which were either lost or destroyed.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1046. Report of the Committee on Public Works for June 17, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 991. An Ordinance entitled, "An Ordinance repealing Ordinance No. 135 entitled, 'An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof,' approved April 5, 1957."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 1047. Report of the Committee on Public Service and Surveys for June 17, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 982. An Ordinance entitled, "An Ordinance granting unto the Mine Safety Appliance Company, its successors or assigns, the right and privilege to construct, maintain and use, at its own cost and expense, six 6" diameter transite conduits encased in concrete in and across Meade Street, 14th Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. D'Ascenzo presented

No. 1048. Report of the Committee on Parks, Recreation and Libraries for June 17, 1958, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 965. Resolution approving Agreement dated May 22, 1958, by the County of Allegheny and the Board of Trustees of the Carnegie Library of Pittsburgh, for continuing the extension of Library services to all residents of Allegheny County.

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Fagan presented

No. 1049. Report of the Committee on Lands, Buildings and Housing for June 17, 1958, transmitting an ordinance and sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 907. An Ordinance entitled, "An Ordinance authorizing an agreement with The Pennsylvania Railroad Company and The Philadelphia, Baltimore and Washington Railroad Company providing for the railroad's

dedication to the City of Pittsburgh of land in the 17th, 18th and 19th Wards of the City of Pittsburgh, and fixing the terms of said dedication."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Fagan:

Mr. President and Members of Council, on Bill No. 907, File 510, I wish to give my reasons for voting No on this ordinance.

In the deed of dedication from the Pennsylvania Railroad Company to the City of Pittsburgh of certain land in the 17th, 18th and 19th Wards there are certain reservations and conditions.

It sets forth in the dedication the reservations and restrictions under which the deed of dedication is to be given to the City.

In my opinion, I do not think the City should accept this land until the deed has been given to the City.

In most deeds and policies and other legal documents, there is a lot of fine print, and before this ordinance is adopted, I think the Law Department should carefully scrutinize the deed of dedication in order to protect the City from any future claims for damages.

The ordinance citing the deed of dedication provides—"reserving, however, unto the Railroad, its successors and assigns, the perpetual right and privilege to enter upon the said land to be dedicated at any time with or without notice to the City to inspect same and to remove therefrom any rocks, materials or structure as it deems necessary for the protection of its tracks and right of way in the vicinity of said land." It provides further, that the Railroad Company shall have "a perpetual easement twenty feet in width for a pole line carrying signal, communication and power wires." It further provides that "the railroad shall not grant to the City, either expressly or by implication, any right or means of ingress, egress or passageway to or from the said parcels or any of them and the City agrees to ac-

quire a means of access to and from each of the said parcels at its own cost and expense." You will remember I brought up the question in committee as to the interpretation of the words "ingress" and "egress," and my learned friend in Council—Attorney Olbum, raised that question also. I may not understand all this legal language. But in my opinion, it looks as though the City will have to post notices around this property saying "no trespassing."

Of course there are other provisos in the bill which are not clear to me. It further states in the ordinance that "the railroad further agrees that prior to the dedication of the said properties it will terminate all agreements relating to signboards on the said properties and also the agreement with the Pittsburgh Outdoor Advertising Company covering the sign on land leased to the said Company on the northerly side of Sycamore Street as shown in red on Exhibit 'A.'" They have exhibits in red and yellow colors and all kinds of exhibits here. Sign Companies have contracts with the Railroad Company. One contract runs to 1960 and the other runs to 1961. What is the City going to do about these signs? Is the City going to eliminate them? I always thought a contract was a sacred document. The Council should learn from the Law Department what the City's rights will be with respect to these signs. I discussed this matter with Mr. Crannan of the Sign and Pictorial Artists Union as to the termination of these contracts, and he informed me that he would talk to the other members of Council about it. Has he contacted any other members? If not, I would suggest that action be withheld on this ordinance until Mr. Crannan has had an opportunity to confer with Council on the matter of the elimination of the billboards mentioned in the ordinance.

For the reasons stated, I am going to vote NO on the ordinance.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Noes: Mr. Fagan.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 968. Resolution authorizing that the new heating plant in the North Side Carnegie Library Building be designed to provide for the supply of heat to the Library Building and also to the Buhl Planetarium, and that the City of Pittsburgh continue to supply heat to the Buhl Planetarium upon the rehabilitation of the heating plant at the North Side Carnegie Library Building.

Which was read.

Also

Bill No. 969. Resolution authorizing sale to Floyd A. Cramer and Louise Cramer, his wife, lots on Lanark Street, 25th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 970. Resolution authorizing sale to Frances Jurjevic, lot on Maple Street, 26th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 971. Resolution authorizing sale to Sam A. Lesante, lots on Beehner Road, 15th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 972. Resolution authorizing sale to Joseph C. Metzler and Nellie Metzler, his wife, lots on Lanark Street, 25th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 973. Resolution authorizing sale to Charles W. Mutzabaugh and

Marcella Mutzabaugh, his wife, lot on Saranac Avenue, 19th Ward, for the sum of \$375.00.

Which was read.

Also

Bill No. 974. Resolution authorizing sale to Henry J. Soracco and Vivian Soracco, his wife, lots on Wyncote Street, 20th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 975. Resolution authorizing sale to James N. Walker and Eunice E. Walker, his wife, lot on Ellopia Street, 20th Ward, for the sum of \$550.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

## MOTIONS AND RESOLUTIONS

Mrs. D'Ascenzo presented

No. 1050. An Ordinance appropriating and setting aside the sum of \$15,000.00 from Bond Fund 193, General Public Improvement Bonds for a new boiler and chimney relining at the Wylie Avenue Branch; a new sidewalk at the Lawrenceville Branch; a new fence at the East Liberty Branch and a new floor at the South Side Branch of the Carnegie Library of Pittsburgh.

Which was read and referred to the Committee on Finance.

Mr. Jones moved

That the Minutes of Council of Monday, June 16, 1958, be approved. Which motion prevailed.

Mr. Counahan moved

That Council recess until Thursday, June 26, 1958, at 1:00 o'clock, P. M. (E. S. T.).

Which motion prevailed.

And Council

Recessed.

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Pittsburgh, Pa.,

Thursday, June 26, 1958.

And the hour of 1:00 o'clock, P. M. (E. S. T.) having arrived, and the time of the recess having expired, there were present:

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Mr. Rodgers moved

That the Council recess for another fifteen minutes in order to complete the business before the Committee on Finance and the Committee on Public Works.

Which motion prevailed.

And the time of the recess having expired, there were present:

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers,
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1051. Report of the Committee on Finance for June 24, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Mr. McCarthy moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each

member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1005. An Ordinance entitled, "An Ordinance providing for a contract or contracts for Clarifier and appurtenances adjacent Ross Pumping Station, Department of Water, and pertinent work thereto, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 1011. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the improvement of the Conservatory Aviary, West Park, North Side, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1012. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the installation of planting and general site improvements at Paulson Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1013. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a second floor addition to the existing field houses for a caretaker's apartment at Sophia Evert No. 4 Playground, Armstrong Playground, and Frazier Playground in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1014. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of night lighting facilities at Magee Playground in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1015. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of plumbing and sewer facilities and related work at Watson Cabin in Riverview Park in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1016. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the improvement of Wabash Playground involving the construction of a parklet and related facilities in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1028. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$477,775.52 to Code Account No. 55, Police Pension Fund."

Which was read.

Also

Bill No. 1038. An Ordinance entitled, "An Ordinance transferring the sum of \$1,315.00 from Code Account No. 1480, Cable Installation, to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety."

Which was read.

Also

Bill No. 1041. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repaving of South Negley Avenue, from Fifth Avenue to Dunmoyle Place, including the laying and relaying of water lines, and other work incidental thereto, and providing for payment of the cost thereof."

Which was read.

Also

Bill No. 1050. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$15,000.00 from Bond Fund 193, General Public Improvement Bonds, for a new boiler and chimney relining at the Wylie Avenue Branch; a new sidewalk at the Lawrenceville

Branch; a new fence at the East Liberty Branch and a new floor at the South Side Branch of the Carnegie Library of Pittsburgh."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1006. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Boquet Construction Company, Incorporated, for \$4,176.04 in payment for extra work performed on the contract for valve installations at various locations in the City of Pittsburgh, Department of Water No. 1430, Controller's Register No. 14345 for the benefit of the City without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1029. Resolution authorizing and directing the City Solicitor to satisfy, without payment, the lien in the amount of \$204.00 against property of the City of Pittsburgh for the grading and paving of Mulberry Way, 6th Ward, with notice to Rubber Products Company.

Which was read.

Also

Bill No. 1030. Resolution authorizing and directing the City Treasurer to exonerate City taxes for the year 1953 in the amount of \$35.20 against George D. Dugos, 4th Ward, for the reason that a portion of the said property has been taken by the Commonwealth of Pennsylvania for State Highway Route No. 764, Section 12, July 16, 1952, as per Deed Registry Correction slip dated December 31, 1956; authorizing and directing the proper officers of the City of Pittsburgh to satisfy said lien, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1031. Resolution exonerating City taxes for the years 1950 to 1953, inclusive, in the sum of \$14.52, against City of Pittsburgh, 14th Ward, for the reason that said property was taken by deed of January 24, 1949, for widening Beechwood Boulevard, as per Assessor's Change Order; authorizing and directing the proper officers of the City to satisfy said liens, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1032. Resolution exonerating City taxes for the years 1952 and 1953 in the sum of \$13.00, against Anna F. Reinecker, 5th Ward, for the reason that said property has been taken for street purposes by Ordinance No. 435, approved October 30, 1947; authorizing and directing the proper officers of the City to satisfy said liens, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1033. Resolution exonerating City taxes for the year 1951 in the sum of \$28.54 against Bessie K. Schenck, 12th Ward, for the reason that said property is a duplicate assessment, being property assessed to Michael H. and Dan C. Parrish during the subject year, as per Deed Registry Correction slip, dated January 31, 1956; authorizing and directing the proper officers of the City to satisfy said lien, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1034. Resolution exonerating City taxes for the year 1950 in the sum of \$11.20 against George Toma and Julia Toma, 4th Ward, for the reason that the building assessed was razed in 1949, as per Assessor's Change Order; authorizing and directing the proper officers of the City to satisfy said lien, and charging the costs to the City of Pittsburgh.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan,	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1035. Resolution authorizing the issuing of a warrant in favor of Edward J. Fischer, 164 Robinson Street, Pittsburgh 13, Pa., in the sum of \$275.00 in full settlement of claim against the City of Pittsburgh for parked car in front of home damaged by Bureau of Fire truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1036. Resolution authorizing the issuing of a warrant in favor of Dale H. Kendall and Harriet E. Kendall, 1500 Amanda Street, Pittsburgh 10, Pa., in the sum of \$127.92 in full settlement of claim against the City of Pittsburgh for car struck May 1, 1958, at Forbes and Liberty Avenues by Treasurer's Office pick-up truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1037. Resolution authorizing the issuing of a warrant in favor of Albert Nath, Anna Nath and Motors Insurance Corporation, 5182 Liberty Avenue, Pittsburgh 24, Pa., in the sum of \$208.16 in full settlement of claim against the City of Pittsburgh for car damaged April 21, 1958, in Parkfield Street near Nobles Lane, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1039. Resolution authorizing the issuing of a warrant in the amount of \$100.00, made payable to the School Safety Patrol Sponsoring Committee and forwarding same to E. C. Timmermann, Jr., Treasurer, c/o Automobile Club of Pittsburgh, Peoples Building, Fourth Avenue at Wood Street, Pittsburgh 22, Pa., to pay for the City's share of the cost of the School Patrol Picnic, and charging same to Code Account No. 1416, Child Safety Activities.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1052. Report of the Committee on Public Works for June 24, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Mr. Rodgers moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also

Bill No. 604. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Sophia Street and Leister Street to the existing sewer on Leister Street, with a branch sewer on Frontier Street, 24th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

In Committee on Public Works, June 24, 1958, bill read and amended in Section 1 after the first paragraph by inserting the words, "including trenching and backfilling for the installation of a water line and other work incidental



thereto"; by striking out in Section 2 the figure "\$9,000.00" and inserting in lieu thereof the figure "\$10,000.00"; and in the title by inserting after the words "24th Ward" the words, "including trenching and backfilling for the installation of a water line," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Rodgers moved

That the amendments of the Committee on Public Works be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Rodgers moved

That the bill be amended in Section 2, line 1, by inserting after the words "Department of Public Works" the words, "and the Director of the Department of Water," and by inserting at the end of Section 2 the words "\$1,000.00 of which is to pay the cost of trenching and backfilling for the installation of a water line and shall be chargeable to and payable from Code Account No. 1707, Rehabilitation and Reconditioning of the Water System."

Which motion prevailed.

And the bill, having been printed as amended and placed upon the members' desks, was agreed to on second reading, as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 1053. Report of the Committee on Public Service and Surveys for June 24, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Mr. Jones moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1026. An Ordinance entitled, "An Ordinance granting unto the Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense a reinforced concrete vault with fixed and hinged steel grating, for electrical purposes, in the easterly sidewalk area of Eleventh Street, 1st Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1027. An Ordinance entitled, "An Ordinance re-fixing the width and position of the westerly sidewalk and roadway, and re-establishing the grade of Stanwix Street, from the northerly line of property of Bell Telephone Company of Pennsylvania to Liberty Avenue."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Counahan presented

No. 1054. Report of the Committee on Filtration and Water for June 24 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Mr. Counahan moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1010. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the demolition of Old Brilliant Pumping Station, adjacent buildings and structures, Department of Water, and providing for the payment of the cost thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Olbum presented

No. 1055. Report of the Committee on Public Safety for June 24, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Mr. Olbum moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1040. An Ordinance entitled, "An Ordinance authorizing and empowering the Mayor and the Director of the Department of Public Safety to enter into agreements with any person or persons, partnership, association or corporation conducting business in the City of Pittsburgh, for the procurement and installation of certain traffic signal light equipment and auxiliary devices, and determining the manner and cost, installation, maintenance and replacement of the same."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1056. Report of the Committee on Lands, Buildings and Housing for June 24, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Mr. Fagan moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1018. Resolution authorizing sale to William H. Camp and Willie Camp, his wife, lot on Trueman Street, 25th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1019. Resolution authorizing sale to Olga A. Chlickos, parts of lots on Sorrell Street, 27th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1020. Resolution authorizing sale to Bernadine Godina, part of lot on Ellis Street, 26th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1021. Resolution authorizing sale to Rudolph Macchioni and

Esther Macchioni, his wife, lot on Campana Avenue, 12th Ward, for the sum of \$1,400.00.

Which was read.

Also

Bill No. 1022. Resolution authorizing sale to Leo A. Sirakos, lots on Younger Avenue, 20th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 1023. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to the Board of Public Education of the School District of Pittsburgh for approximately two (2) acres of land on Carnahan Road, 20th Ward, which was acquired at City Treasurer's Sale No. 354 B of 1956.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan moved

That the following members be excused for absence from Council and Committee meetings:

Mrs. D'Ascenzo on June 9 and 11, 1958.

Mr. Olbum on June 2 and 3, 1958.

Mr. Weir on June 2, 1958.

Which motion prevailed.

And upon motion of Mr. Counahan,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, July 14, 1958

No. 26

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 14, 1958.

Council met.

Present:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher (Pres't)

Absent:—

Mr. Olbum

The Chair:

Members of Council, we had arrangements made to have Reverend James A. Cox, Pastor of the Calvary Baptist Church, give the invocation. For some reason, Reverend Cox is not here; but we do have a Deacon that works in our office, and I would suggest that we call on Mr. Franklin J. Hicks, Jr., to give the invocation.

Mr. Franklin J. Hicks, Jr., offered the following prayer:

If you will, please, we will have a moment of silent prayer. Each in his own words, each in his own way, for a world united in peace. Let us bow our heads and pray. Amen.

The Chair:

Thank you Mr. Hicks for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1057. An Ordinance authorizing the issuance of a warrant in favor of Yecko & Zbikowski, registered architects, in the sum of \$500.00 for services rendered in the preparation of exterior plans of the proposed new Highland Pumping Station, without previous authority of law.

Also

No. 1058. An Ordinance providing for a contract or contracts for the furnishing and installing of 8-inch and 6-inch centrifugally cast, cement lined, cast iron pipe and appurtenances including engineering and other work incidental thereto on Rhine Street and Rhine Place as shown in the Spring Hill Garden Plan of Lots, situated in the 26th Ward, and appropriating funds for the payment of the cost thereof.

Also

No. 1059. Communication from the Department of Water requesting permission to have extra work performed on the contract for the rehabilitation and modernization of Mission Pumping Station.

Also

No. 1060. Communication from John D. Beck, Division Superintendent, Filtration, Department of Water, submitting report of his attendance at the Pennsylvania Section, American Water Works Association at Erie, Pa., June 24-25 and 26, 1958.

Also

No. 1061. Communication from

Boyd L. Wilson, 3353 McNeil Place, 5th Ward, requesting relief from payment of cost of restoration of sidewalk in front of his residence.

Also

No. 1062. Communication from the Department of Water submitting communication from Edward P. Flannery, Commander, Beechview Post No. 740, American Legion, requesting permission for Anthony Patton, Senior Vice Commander, employed as a Valve and Hydrant Repairman in the Water Department, to attend the 40th Annual American Legion Convention in Philadelphia, Pa., July 23-26, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1063. An Ordinance providing for the letting of a contract for the furnishing and delivery of Cutters for Pipe Cutting Machine for the Bureau of Distribution, Department of Water, and for the payment thereof.

Also

No. 1064. An Ordinance providing for a contract or contracts for replacement or extension of cast iron water pipe lines in various locations of the City of Pittsburgh—Contract No. 2—and other work incidental thereto, including engineering and other necessary expenses, and for the payment of the cost thereof.

Also

No. 1065. An Ordinance authorizing the termination of a contract executed pursuant to Ordinance No. 308, approved July 27, 1956, between City of Pittsburgh and C. W. Davis & Son, Inc. for furnishing and installing mobile sand washing equipment at Filtration Plant and providing for the payment of the City's obligations under said contract.

Also

No. 1066. Communication from the Department of Water submitting copy of compilation of analyses of samples of South Pittsburgh Water Company's water taken at 408 Warrington Avenue and at the Monongahela River raw water source during the period May 20 to June 4, 1958.

Which were severally read and referred to the Committee on Filtration and Water.

Mrs. D'Ascenzo presented

No. 1067. An Ordinance authorizing and directing the Mayor, the Director of the Department of Public Works and the Director of the Department of Parks and Recreation to enter into an Agreement with Allegheny Contracting Industries, Inc., for the removal of rock and earth from a portion of a tract of land in the Nineteenth and Twentieth Wards owned by the City of Pittsburgh, and for the grading and landscaping of the premises, and setting forth the terms and conditions for the performance of the work.

Also

No. 1068. An ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract with the American Wind Symphony for the furnishing of concerts to the people of the City of Pittsburgh during the year 1958.

Which were read and referred to the Committee on Finance.

Also

No. 1069. Petition for increase in pressure of water being served residents and property owners of Penfield Place and Penfield Court, 14th Ward.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 1070. An Ordinance authorizing and directing the Mayor, the Director of the Department of Lands and Buildings and the Director of the Department of Parks and Recreation to execute and deliver, on behalf of the City of Pittsburgh, a lease to the United States of America, for a portion of McKinley Park Extension, to be used for parking purposes, for a term not beyond June 30, 1983, and providing the terms and conditions thereof, and to enter into a Supplemental Agreement, if necessary, under provision 5 of said lease.

Also

No. 1071. Resolution designating what is now known as the Sunnyside Playground situated east of Hawthorne Street, south of Farmington Street and north of the Sunnyside School, as the "Charles F. Dinan Memorial Playground".

Also

No. 1072. Petition for the establishment of a playground in the 500 block of Larimer Avenue, 12th Ward.

Which were severally read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Fagan presented

No. 1073. An Ordinance transferring the sum of \$26,000.00 from Code Account No. 42 Contingent Fund, to various Code Accounts within the Department of Public Safety.

Also

No. 1074. An Ordinance authorizing a contract or contracts for the furnishing and installation of a Demonstration Science Table at the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa. for the Department of Public Safety, and for the payment of the cost thereof.

Also

No. 1075. An Ordinance authorizing a contract or contracts for the furnishing and installing of an automatic firing range for the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety, and for the payment of the cost thereof.

Also

No. 1076. Resolution authorizing the Department of Lands and Buildings to journalize 45 Taxing Bodies Property accounts, having a total credit balance of \$9,405.13 minus a total debit balance of \$9,405.13.

Which were severally read and referred to the Committee on Finance.

Also

No. 1077. Communication from Mr. and Mrs. Thomas Bisbey, 23 Soffel Street, requesting change of zone so as to permit them to erect a new home on Arion Street, between Boggs Avenue and Southern Avenue, 19th Ward.

Also

No. 1078. Communication from the Swisshelm Park Civic Club recommending the construction of a sewer to replace Nine Mile Run.

Which were read and referred to the Committee on Public Works.

Also

No. 1079. Resolution authorizing sale to Louis P. Bilotta and Mary C. Bilotta, his wife, lots on San Pedro Street, 27th Ward, for the sum of \$1,200.00.

Also

No. 1080. Resolution authorizing sale to George Gimigliano and Theresa Gimigliano, his wife, lots on Dagmar Avenue, 19th Ward, for the sum of \$1,350.00.

Also

No. 1081. Resolution authorizing sale to Raymond Holmes and Carrie L. Holmes, his wife, lots on Ellopla Street, 20th Ward, for the sum of \$1,150.00.

Also

No. 1082. Resolution authorizing sale to Ronald F. Kunert and Margery M. Kunert, his wife, lots on Roosevelt Avenue, 26th Ward, for the sum of \$300.00.

Also

No. 1083. Resolution authorizing sale to Joseph M. Longo and Dorothy J. Longo, his wife, lot on Fernhill Avenue, 19th Ward, for the sum of \$150.00.

Also

No. 1084. Resolution authorizing sale to James J. Powers and Mary E. Powers, his wife, lots on Perrysville Avenue, 26th Ward, for the sum of \$1,750.00.

Also

No. 1085. Resolution authorizing sale to Joseph S. Rebel and Mary Frances Rebel, his wife, lots on Steuben Street, 20th Ward, for the sum of \$2,000.00

Also

No. 1086. Resolution authorizing sale to Leonard Samuels and Laura D. Samuels, his wife, lots on Ellopla Street, 20th Ward, for the sum of \$1,000.00.

Also

No. 1087. Resolution authorizing sale to George A. Smith, lots on Binger Street, 15th Ward, for the sum of \$900.00.

Also

No. 1088. Resolution authoriz-

ing sale to Elmer C. Swaney and Mathilda H. Swaney, his wife, lot on Harris Avenue, 28th Ward, for the sum of \$300.00.

Also

No. 1089. Resolution authorizing sale to Sigmund J. Vinarski and Martha Vinarski, his wife, lot on Valera Street, 29th Ward, for the sum of \$500.00.

Also

No. 1090. Resolution authorizing sale to Louis Winters and Barbara Winters, his wife, part of lot on Goettman Street, 24th Ward, for the sum of \$300.00.

Also

No. 1091. Resolution authorizing sale to Charles J. Young, lots on Coverdale Street, 20th Ward, for the sum of \$500.00.

Also

No. 1092. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings of the City of Pittsburgh, to join with the County of Allegheny in the conveyance of certain Treasurer Sale acquired properties located in the 16th and 20th Wards, to the Board of Public Education School District of Pittsburgh.

Also

No. 1093. Communication from J. B. Sullivan, Jr., Esq., requesting the sale to him of Lote 4, 5, 6, 7, 8 and 9 taken by the three taxing bodies from Gustave Hoegle situate on an unnamed way north of Fingal Street, 19th Ward.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr Jones presented

No. 1094. Communication from the Department of City Planning submitting consolidated report by three employees of the department who attended the Planning Technician's Conference at Boiling Springs, Pa., June 26 and 27, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 1095. An Ordinance approving a Conditional Use under Section 2801-1-A (21) of the Zoning Ordinance

No. 192, approved May 10, 1958, for the erection of a secondary school by the Catholic Institute of Pittsburgh in an "R3" District, at 2700 Morange Road, 28th Ward, City of Pittsburgh.

Also

No. 1096. An Ordinance approving a Conditional Use under Section 2801-1-A (21) of the Zoning Ordinance No. 192, approved May 10, 1958, for alterations and additions to the Homewood Elementary School at 7100 Hamilton Avenue—13th Ward, City of Pittsburgh, Pa.

Also

No. 1097. An Ordinance approving a Conditional Use under Section 2801-1-A (21) of the Zoning Ordinance No. 192, approved May 10, 1958, for the erection of a new Quentin Roosevelt Elementary School at 200 The Boulevard—29th Ward, City of Pittsburgh, Pa.

Also

No. 1098. An Ordinance approving a Conditional Use under Section 2801-1-A (21) of the Zoning Ordinance No. 192, approved May 10, 1958, for additions to the Belmar Elementary School at 7100 Hermitage Street—13th Ward, City of Pittsburgh, Pa.

Also

No. 1099. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-N20-O, by changing from an "R1" District to an "R4" District, all that certain property bounded by Ivory Avenue; the easterly and southerly lines of property, now or late, of Jacob Spandau; and the southerly and westerly lines of property, now or late, of Ray E. Wilt, et al.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1100. An Ordinance granting unto the Public Parking Authority of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a reinforced concrete vault with fixed and hinged steel grating, to be used for electrical purposes in the westerly sidewalk area of Sixth Street, First Ward, Pittsburgh, Pa.

Also

No. 1101. An Ordinance granting unto the Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a sidewalk elevator with hinged steel sidewalk doors, in the northerly sidewalk area of Liberty Avenue, Second Ward, Pittsburgh, Pa.

Also

No. 1102. An Ordinance granting unto the University of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a 15" Diameter Ric-Wil conduit and three manholes in and across Terrace and DeSota Streets in the Fourth Ward, Pittsburgh, Pa.

Also

No. 1103. An Ordinance granting unto Mrs. Sophia Ungerer, her successors or assigns, the right and privilege to construct, maintain and use at her own cost and expense, a concrete footer for retaining wall in the northerly sidewalk area at 207 Essen Street, Twenty-sixth Ward, Pittsburgh, Pa.

Also

No. 1104. An Ordinance naming an Unnamed 40-foot Avenue, extending 100 feet northwardly from the northerly line of Younger Avenue to the northerly line of George Carnahan Plan No. 2, and lying between Lots No. 19 and No. 20, "Roseanne Avenue", and establishing the grade thereof.

Also

No. 1105. An Ordinance granting unto the Heppenstall Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, an 8" diameter steel casing in the southerly sidewalk area of Hatfield Street, 9th Ward, Pittsburgh, Pa.

Also

No. 1106. An Ordinance locating Crucible Street No. 2 to a width of 35.00 feet over a portion of Crucible Street as widened by Ordinance No. 390, approved November 12, 1954, from Zahner Street to Wilton Way, and establishing the grade thereof.

Also

No. 1107. Petition for the vaca-

tion of six streets, one way and one alley in the 27th Ward of the City of Pittsburgh on the property of the Allegheny County Sanitary Authority.

Also

No. 1108. An Ordinance vacating Annapolis Avenue beginning at a point 15.27 feet eastwardly from its first angle off Cornell Street and extending eastwardly to Birkhoff Street; Birkhoff Street between the southerly side of Hofburn Street and a point 229.77 feet from the westerly side of Woods Run Avenue as measured along the southerly side of Birkhoff Street; Peterson Street between the southerly line of Probst Street and extending southeastwardly to the line of property formerly of August P. Wenger et ux., now the property of Allegheny County Sanitary Authority; Probst Street between the easterly side of Weitz Way to a point on the northerly side of Probst Street 185 feet westwardly from the northwestwardly corner of Lapish Road and Probst Street; Purdue Street, also known as Campus Street, between the northeasterly side of Harbison Street and the westerly side of Birkhoff Street; Weld Way between the southerly side of Hofburn Street and extending southeastwardly to the line of property formerly of Henry Geiger et ux., now the property of Allegheny County Sanitary Authority; West Point Avenue between the dividing line of Lots Nos. 247 and 248 in the John Walker "Brighton Heights Plan", recorded in Plan Book Vol. 23, page 48 in the Office of the Recorder of Deeds in and for Allegheny County and Birkhoff Street and an unnamed 20 foot alley beginning on the easterly side of Weld Way and extending eastwardly the respective distances of 56.29 feet on the northerly side of said alley and 53.97 feet on the southerly side of said alley; abandoning all existing sewer and water lines located on Birkhoff Street and in West Point Avenue between the points of vacation and providing certain terms and conditions.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1109. An Ordinance providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several de-



partments of the City Government, for the year beginning January 1, 1959, and for the payment thereof.

Also

No. 1110. An Ordinance providing for the letting of a contract or contracts for the maintenance, rental, inspection and/or servicing of personal property owned by the City of Pittsburgh, and for the maintenance and repair of buildings, structures and any other properties in the custody of the various departments of the City of Pittsburgh, and for miscellaneous service in and for any or all departments of the City of Pittsburgh during the calendar year 1959, and for the payment thereof.

Also

No. 1111. An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$4,662.10, for payment of employees, Department of Lands and Buildings, Department of Public Works and Department of Water, whose names will appear on a special payroll submitted for the period from April 1, 1958 to June 30, 1958, and for the period from January 1, 1958 to June 30, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 1112. An Ordinance transferring the sum of \$10,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1075, Miscellaneous Services, Department of Law.

Also

No. 1113. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to supplement the Agreement of June 15, 1951, between the City of Pittsburgh and the Public Parking Authority of Pittsburgh, entered into pursuant to Ordinance No. 217, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety, on behalf of the City of Pittsburgh, to enter into an Agreement with the Public Parking Authority of Pittsburgh to provide for the loan-assignment and payment by the City of Pittsburgh of the receipts from certain parking meters upon certain terms and condi-

tions as to the use of such funds and the repayment thereof," approved April 27, 1951, by eliminating the requirement for the repayment to the City of Pittsburgh of loans or receipts, and interest thereon, from the parking meters subject to the said Agreement, heretofore made to the Authority; by providing that future transfers of such receipts shall be grants and not loans, if the Authority shall make annual payments of Fifty Thousand (\$50,000.00) Dollars to the City on account of the cost of operating and maintaining the parking meters subject to the said Agreement; and by adding to the purposes for which the receipts from parking meters transferred to the Authority may be used.

Also

No. 1114. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to enter into an agreement with the Public Parking Authority of Pittsburgh to provide for the grant and payment by the City of Pittsburgh to the Authority of the receipts from certain parking meters upon certain terms and conditions as to the use of such funds.

Also

No. 1115. Resolution authorizing and directing the Treasurer of the City of Pittsburgh to make all required employer's contribution payments necessary to provide coverage under the Social Security Program for those employees eligible for Social Security coverage by virtue of their employment in the County of Allegheny who were employed by the City of Pittsburgh and who were members of the City Retirement system during the period beginning January 1, 1956 and prior to January 1, 1957 into the Allegheny County Employees' Retirement System, and empowering the Governing Body of the City of Pittsburgh to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay the employer's contribution for the calendar year 1956 into the Allegheny County Employees' Retirement System.

Also

No. 1116. Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against property in the Second Ward, known as Block 2F-Lot 279 for the reason that the said property

has been condemned by the City of Pittsburgh for the Crosstown Boulevard:

McGeagh, R. T.:

1937	\$ 578.78
1938	2,657.40
1939	2,657.40
1940	2,645.00
1941	2,645.00
1942	2,587.50
1944	1,104.86
1945	2,139.50

Roberts, Lillian McG.:

1946	2,396.24
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Shevehick, M. G.:

1947	2,394.84
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Stein, David:

1948	2,395.12
1949	2,395.12
1950	2,395.12
1951	2,700.72

City of Pittsburgh

School District of the City of Pittsburgh  
County of Allegheny:

1953	\$2,621.36
1954	2,621.36
1955	2,621.36
1956	2,785.20
1957	2,703.28

and be it

FURTHER RESOLVED, that the proper officers of the City of Pittsburgh be and they are hereby authorized and directed to satisfy the liens and charge the costs thereof to the City of Pittsburgh.

That the proper officers of the City of Pittsburgh be and they are hereby authorized and directed to satisfy the liens and charge the cost thereof to the City of Pittsburgh.

Also

No. 1117. Resolution authorizing and directing the City Solicitor to satisfy without payment the assessment in the amount of \$350.00 against Cornelius Pappert and Ellen M. Pappert, wife, V-21, at No. 2592 October Term, 1957, in the Court of Common Pleas of Allegheny County for property situate at 3414 Brighton Road which was assessed for a sewer constructed on Harbison Street, and charging the costs, if any, to the City of Pittsburgh.

Also

No. 1118. Resolution authorizing and directing the City Solicitor to satisfy without payment the assessment in the amount of \$300.00 against Joseph C. Pelcz and Luella M. Pelcz, wife, V-20, at No. 2592 October Term, 1957, in the

Court of Common Pleas of Allegheny County, for property situate at 3404 Brighton Road, 27th Ward, which was assessed for a sewer constructed on Harbison Street, and charging the costs, if any, to the City of Pittsburgh.

Also

No. 1119. Resolution accepting, in lieu of unpaid taxes, deeds from the Attorney General of the United States and Elizabeth Denny Gregg Brereton, et al, property in the 6th Ward of the City of Pittsburgh.

Also

No. 1120. Resolution authorizing the issuing of a warrant in favor of John McC. Charles and Hazel A. Charles, 325 Ashton Street, Pittsburgh 7, Pa., in the sum of \$120.00 in full settlement of claim against the City of Pittsburgh for repairing leak on service line December 17, 1957 at above address found to be on City main and sidewalk damage, and charging same to Code Account No. 46, Judgments.

Also

No. 1121. Resolution authorizing the issuing of a warrant in favor of Henrietta S. Jones and George Ellis Jones, 239 Oakdale Avenue, Van Buren Point, Dunkirk, New York, R.D. No. 2, in the sum of \$196.00 in full settlement of claim against the City of Pittsburgh for sidewalk and curb at 73 Harwood Street damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Also

No. 1122. Resolution authorizing the issuing of a warrant in favor of Thomas Kacsuta and Mary Kascuta, 4024 Windsor Street, Pittsburgh 17, Pa., in the sum of \$160.00 in full settlement of claim against City of Pittsburgh for sidewalk and curb at above address damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Also

No. 1123. Resolution authorizing the issuing of a warrant in favor of Shedd-Bartush Foods, Inc., 14401 Dexter Boulevard, Detroit 38, Michigan, in the sum of \$772.26 in full settlement of claim against the City of Pittsburgh for tractor-trailer truck damaged September 23, 1957 at 34th and Butler Streets by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1124. Communication from Tom Marshall, Superintendent, Bureau of Tests, Department of Supplies, submitting report of his attendance at the 61st Annual Meeting of the American Society for Testing Materials during the period June 22-27, 1958.

Also

No. 1125. Communication from International Union of Elevator Constructors, Local Union No. 6, advising of wage scale for Mechanic and Helpers, effective July 31, 1958.

Also

No. 1126. Communication from the City Treasurer submitting report of Deposits and Market Value of Collateral Security pledged by City Depositories to secure same as of June 30, 1958.

Also

No. 1127. Communication from the City Controller submitting audit report of the rent accounts of real estate owned by the City of Pittsburgh as shown on the books and records kept by the Department of Lands and Buildings for the period from May 1, 1957 to April 30, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. McCarthy (for Mr. Olbum) presented

No. 1128. An Ordinance providing for the letting of a contract or contracts for the installation of directional traffic signs and electric signal equipment for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 1129. Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign the following warrants.

Western Psychiatric

Institute & Clinic	-----	\$1676.00
Lloyd G. David, M. D.	-----	40.00
Joseph Finegold, M. D.	-----	105.00
Phillipe J. Rosenthal, M. D.	---	75.00
Harry E. Feather, M. D.	-----	5.00
Sidney A. Rosenberg, M. D.	---	10.00

(Reimbursement. \$100 paid to Dr. Jos, Finegold and \$302.50 paid to Montefiore Hospital) 402.50

Ernest Mercalde, an employee of the Bureau of Police, Department of Public Safety of the City of Pittsburgh, was injured while performing his duties for the City of Pittsburgh and still suffers the effects of said injuries.

This amount is chargeable and payable from Code Account No. 44-M, Workmen's Compensation.

Also

No. 1130. Resolution authorizing and directing the Mayor and the Director of the Department of Public Safety to engage the services of a producer, 2 announcers and an organist and such other personnel or services as may be needed from time to time to conduct a weekly half-hour broadcast for a period of 26 weeks commencing August 2, 1958, for a Traffic Safety Education Program sponsored and produced under the direction of the Division of Traffic Information, which will be broadcast free of charge by Radio Station WCAE; that all personnel engaged meet the approval of the Director of the Department of Public Safety; that the total sum of not over \$2,600.00 be expended for this specialized service for these 26 broadcasts; authorizing the issuing of warrants for the same, and charging same to Code Account No. 1415, Adult Traffic Education.

Also

No. 1131. Communication from the Department of Public Safety relative to demolition of frame dwellings at 200-205 Indiana Way, just off Hamilton Avenue.

Also

No. 1132. Communication from Commission on Human Relations requesting permission for Patrolman Charles Brevard, Homicide Squad, to attend Pittsburgh Inter-Cultural Education Workshop on Human Relations at Chatham College from August 4 to 16, 1958.

Also

No. 1133. Communication from Department of Public Safety requesting permission for Sergeant Eugene Coon and Patrolman Howard A. Manski to attend Pittsburgh Council on Inter-Cultural Education Workshop on Human Relations at Chatham College, from August 4 to 16, inclusive.

Also

No. 1134. Communication from Department of Public Safety requesting permission for Chief Radio Operator, William M. Gamble, to attend the 1958 Conference of the Associated Police Communications Officers to be held in Baltimore, Maryland, August 4th and continuing through August 7, 1958.

Also

No. 1135. Communication from Francis J. Schafer, Assistant Superintendent, Bureau of Police, submitting report of his attendance at the Institute on Police-Community Relations at Michigan State University, May 18-23, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1136. An Ordinance providing for the letting of a contract with the Western Newspaper Union for the preparation of mats and stereos and the distributing of the same to the weekly community newspapers, and for the payment thereof.

Also

No. 1137. An Ordinance providing for the letting of a contract for the furnishing and delivery of Flashing Mechanisms Complete, including panel board, electrical interference eliminator, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 1138. An Ordinance providing for the letting of a contract for the furnishing and delivery of an Electric Mimeograph Machine, less trade-in, for the Division of Traffic Information, Department of Public Safety, and for the payment thereof.

Also

No. 1139. An Ordinance for the protection of the public health and the public safety by regulating the sale at retail, offer or exposure for sale at retail, delivery, installation, rental, leasing, possession for use or use of unvented gas room and space heaters, and the installation or use of any unvented gas room space or water heater and providing penalties for violation.

Which were severally read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 1140. An Ordinance providing for a contract or contracts for the repaving of Murray Avenue, from Forbes Avenue to the Murray Avenue Bridge and other work incidental thereto, including laying and relaying of water lines, and providing for payment of the cost thereof.

Also

No. 1141. An Ordinance providing for a contract or contracts for the construction of a Relief Sewer on Lucina Avenue and Queenston Street from the existing sewer on Lucina Avenue at Englert Way to the existing sewer on Queenston Street near Fairland Street, also a branch sewer on Walton Avenue from the existing sewer on Walton Avenue at Wayside Street to the sewer on Queenston Street at Walton Avenue, including all other work necessary in connection with the drainage served by this sewer and providing for the payment of the cost thereof.

Also

No. 1142. An Ordinance transferring the aggregate sum of \$90,000.00 within the code accounts of the Department of Public Works.

Also

No. 1143. An Ordinance providing for a contract or contracts for the widening and repaving of Fifth Avenue, from Darragh Street to North Bouquet Street, and of DeSoto Street, from Fifth Avenue to O'Hara Street; the repaving of Darragh Street, from Fifth Avenue to Victoria Street, and of Lothrop Street, from Fifth Avenue to Victoria Street, and the regrading and reimprovement of other intersecting streets affected thereby, and other work incidental thereto, including the laying and relaying of water lines, and providing for payment of the cost thereof.

Also

No. 1144. An Ordinance providing for a contract or contracts for the construction of a storm sewer from a point on Private Property of A. Cohen, Margray Way; Private Property of M. E. Scorer, Rodgers Street; Private Property of J. R. Brennan, Cooley Way; Private Property of J. R. Harrison, Keefe Street and McElhinney Avenue to the existing storm culvert on McElhinney Avenue at

Elwell Way, including all other work necessary in connection with the drainage served by this sewer, and providing for the payment of the cost thereof.

Also

No. 1145. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of June 1958.

Also

No. 1146. Communication from the Department of Public Works relative to storage of fabricated steel for the Centre-Wylie Bridge over the proposed Crosstown highway in the yards of the Fort Pitt Bridge Company.

Which were severally read and referred to the Committee on Finance.

Also

No. 1147. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Various Motors for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof.

Also

No. 1148. An Ordinance accepting the dedication of Flora Street and Malcolm Street, as laid out in "Benton Heights Plan of Lots No. 2", in the Twenty-seventh Ward of the City of Pittsburgh, by Frank J. Bilotta and Elizabeth B. Bilotta, his wife, for public use for highway purposes, opening and naming the same, fixing the width and position of the roadway and sidewalks thereof, establishing the grade thereof, and accepting the grading, paving, curbing and sewerage thereof.

Also

No. 1149. An Ordinance accepting the dedication of Mount Royal Road, as laid out in "Mount Royal Terrace Plan of Lots", from the common westerly line of Lot No. 11 and Lot No. 12 thereof to the easterly line of Mount Royal Terrace Plan of Lots, in the Fourteenth Ward of the City of Pittsburgh, by Joseph Poli, Mary Poli, Lawrence A. Poli and Dolores Poli, for public use for highway purposes, opening and naming the same, establishing the grade thereof, and accepting the grading, paving, curbing and sewerage thereof.

Also

No. 1150. An Ordinance authorizing and directing the construction of a public sewer on Neidel Street, the Private Properties of H. Schmelz; City of Pittsburgh; L. Smiechowski, etux Bertha M. Glazer, and South Main Street to the existing sewer on South Main Street; also a branch sewer on Private Properties of Ray Twardy etal; Stephen Sporrer etux; City of Pittsburgh; P. E. Yarnot etux, to the sewer on the Private Property of Bertha M. Glazer, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1151. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to grant the Pennsylvania Railroad Company, its successors and assigns, the right to remove the steel and concrete foot bridge and appurtenances over the tracks of the said Railroad Company on the line of Oregon Street between Stadium and Florien Streets, 20th Ward, at the Company's sole expense, together with the right to use or dispose of materials taken from said bridge and appurtenances on condition that the Railroad Company agrees to hold the City harmless from all claims for damage arising from removal of said bridge and without obligating the Railroad Company to replace the bridge.

Also

No. 1152. Resolution granting permission to the Oliver Tyrone, Inc., to install and maintain 14 ornamental gas lamps on Oliver Avenue between Wood Street and Liberty Avenue, under certain conditions.

Also

No. 1153. Communication from the Department of Public Works relative to the improvement of Brookline Boulevard between Edgebrook Avenue and Breining Street.

Which were severally read and referred to the Committee on Public Works.

Mr. Weir presented

No. 1154. Communication from

Thomas P. Heselbarth requesting the construction of a sewer from the Banks-ville Road trunk line to Greentree Borough on such streets as Crane Avenue, etc.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 1155. Communication from the Lawrenceville Neighborhood House requesting an additional appropriation to pay for certain repairs needed at the building located at 3445 Butler Street, and also a report thereon from the Department of Lands and Buildings.

Also

No. 1156. Communication from F. W. Schornagle, Jr., offering compromise settlement of delinquent water charges against property of Benny and Florence Galesco, 336-38 Linoleum Way, 6th Ward.

Also

No. 1157. Communication from Joseph Terry, Terry Distributing Company, requesting reimbursement for damage to property at 6800 Kelly Street caused by break in City water line.

Also

No. 1158. Communication from Maurice A. Wheeler, Esq., requesting that his client, Carl R. Werling, be exonerated from the payment of the assessment for the construction of a public sewer in the 32nd Ward.

Also

No. 1159. Communication from International Union of Elevator Constructors advising of new wage scale for elevator mechanics and helpers, effective July 31, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1160. Communication from Loblaw, Inc., requesting the improvement of Saline Street, from Beechwood Boulevard to the line of their property on Brown's Hill Road.

Also

No. 1161. Petition for improvement of 7100 block of Chaucer Street.

Which were read and referred to the Committee on Public Works.

Also

No. 1162. Communication from Joseph B. Bagley, Esq., on behalf of his client, Oswin Roth, requesting the vacation of a portion of Milan Avenue, 32nd Ward, in front of Lot No. 10 in the Winroth Plan and Lot No. 76 in the Pitt Manor Plan.

Which was read and referred to the Committee on Public Safety and Surveys.

Also

No. 1163. Communication from the Woman's Club of Mt. Washington requesting the enlargement of the viewing platform on Grandview Avenue at Maple Terrace, or another platform along Grandview Avenue, 19th Ward.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 1164.

#### MAYOR'S OFFICE

July 7, 1958

Mr. George Boxhelmer  
City Clerk  
City of Pittsburgh

Dear Sir:

Please be advised that the appointment of David A. Smith as Deputy Mayor is hereby revoked, as of the start of business today.

Very truly yours,

David L. Lawrence /S/  
Mayor

Also

No. 1165. Communication from the Civic Club of Allegheny County endorsing Council's action in accepting property along the Mt. Washington Hillside from The Pennsylvania Railroad Company for park purposes.

Which were read, received and filed.

#### MOTIONS AND RESOLUTIONS

Mr. Counahan moved

That Council recess until Friday, July 18, 1958, at 1:00 o'clock, P.M. (E.S.T.).

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of

Monday, June 23, 1958 and Thursday, June 26, 1958, be approved.

Which motion prevailed.

Mr. Fagan moved

That when Council recesses today it shall do so out of respect to the memory of Frank Petrollo, well known in the political life of Pittsburgh, and prior to his death employed in the office of the Treasurer of Allegheny County.

Which motion prevailed.

And

Council recessed.

— — — — —

Pittsburgh, Pa.

Friday, July 18, 1958.

And the hour of 1:00 o'clock, P.M. (E.S.T.) having arrived, and the time of recess having expired, there were

Present:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Absent:—

Mr. Olbum

#### PRESENTATIONS

Mr. McCarthy (for Mr. Olbum) presented

No. 1166. Communication from the Department of Public Safety advising of institution of sixty day trial of certain traffic regulations on Highland Avenue, Baum Boulevard, Smithfield Street and Wood Street, effective July 21, 1958.

Which was read, received and filed.

Mr. Rodgers presented

No. 1167. Communication from Russell C. Gilliland, 1935 Shiras Avenue, requesting the extension and resurfacing of Lonegan Street to Shiras Avenue, 19th Ward.

Also

No. 1168. Petition for the resurfacing with asphalt of Dickens Street, 20th Ward.

Which were read and referred to the Committee on Public Works, and the De-

partment of Public Works for recommendation and reports.

The Chair presented

No. 1169. Communication from the Borough of Sharpsburg requesting exoneration of charges billed for water for the quarter from September 18 to December 16, 1957.

Which was read and referred to the Department of Water and the Board of Water Assessors for reports.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1170. Report of the Committee on Finance for July 15, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Mr. McCarthy moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1109. An Ordinance entitled, "An Ordinance providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City Government, for the year beginning January 1, 1959, and for the payment thereof."

Which was read.

Also

Bill No. 1110. An Ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the maintenance, rental, inspection and/or servicing of personal property owned by the City of Pittsburgh, and for the maintenance and repair of buildings, structures and any other properties in the custody of the various departments of the City of Pittsburgh, and for miscellaneous service in and for any or all departments of the City of Pittsburgh during the calendar year 1959, and for the payment thereof."

Which was read.

Also

Bill No. 1128. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the installation of directional traffic signs and electrical signal equipment for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1058. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the furnishing and installation of 8-inch and 6-inch centrifugally cast, cement lined, cast iron pipe and appurtenances including engineering and other work incidental thereto on Rhine Street and Rhine Place as shown in the Spring Hill Garden Plan of Lots, situated in the 26th Ward, and appropriating funds for the payment of the cost thereof."

Which was read.

Also

Bill No. 1073. An Ordinance entitled, "An Ordinance transferring the sum of \$26,000.00 from Code Account No. 42, Contingent Fund, to various Code Accounts within the Department of Public Safety."

Which was read.

Also

Bill No. 1067. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor, the Director of the Department of Public Works and the Director of the Department of Parks and Recreation to enter into an Agreement with Allegheny Contracting Industries, Inc., for the removal of rock and earth from a portion of a tract of land in the Nineteenth and Twentieth Wards owned by the City of Pittsburgh, and for the grading and landscaping of the premises, and setting forth the terms and conditions for the performance of the work."

Which was read.

Also

Bill No. 1068. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract with the American Wind Symphony for the furnishing

of concerts to the people of the City of Pittsburgh during the year 1958."

Which was read.

Also

Bill No. 1112. An Ordinance entitled, "An Ordinance transferring the sum of \$10,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1075, Miscellaneous Services, Department of Law."

Which was read.

Also

Bill No. 1140. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repaving of Murray Avenue, from Forbes Avenue to the Murray Avenue Bridge, and other work incidental thereto, including laying and relaying of water lines, and providing for payment of the cost thereof."

Which was read.

Also

Bill No. 1142. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$90,000.00 within the code accounts of the Department of Public Works."

Which was read.

Also

Bill No. 1143. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the widening and repaving of Fifth Avenue, from Darragh Street to North Bouquet Street, and DeSoto Street, from Fifth Avenue to O'Hara Street; the repaving of Darragh Street, from Fifth Avenue to Victoria Street, and of Lothrop Street, from Fifth Avenue to Victoria Street, and the regrading and reimprovement of other intersecting streets affected thereby, and other work incidental thereto, including the laying and relaying of water lines, and providing for payment of the cost thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.



And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1057. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Yecko & Bilowski, registered architects, in the sum of \$500.00 for services rendered in the preparation of exterior plans of the proposed new Highland Pumping Station, without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1111. An Ordinance

entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$4,662.10, for payment of employees, Department of Lands and Buildings, Department of Public Works and Department of Water, whose names will appear on a special payroll submitted for the period from April 1, 1958 to June 30, 1958, and for the period from January 1, 1958 to June 30, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law".

In Committee on Finance, July 15, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller relating to same.

Which was read.

Also

No. 1171

#### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13, of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, The Director of the Department of Lands and Buildings, the Director of the Department of Public Works and the Director of the Department of Water, in letters addressed to the Mayor and City Controller under date of July 11, 1958, have stated that an emergency has arisen in the Department of Lands and Buildings, Department of Public Works and the Department of Water, requiring certain employees of the various above named departments to perform emergency services for the benefit of the City of Pittsburgh for which they were not fully compensated during the period of April 1, 1958 to June 30, 1958, and for the period from January 1, 1958 to June 30, 1958, inclusive; and

Whereas, It is necessary that additional funds be provided for additional compensation to those employees aforementioned, who performed these emergency services for the benefit of the City of

Pittsburgh and for which they have not been fully compensated; and

Whereas, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, therefore, We, David L. Lawrence, Mayor of the City of Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh, the existence of an emergency requiring the appropriation of an amount not to exceed \$4,662.10, for the payment of extra compensation due employees whose names will appear on a special payroll submitted by the respective departments and chargeable to the following code accounts:

#### DEPARTMENT OF LANDS AND BUILDINGS

Code Account No.	Title	Amount
1366,	Salaries and Wages, Regular and Temporary Employees	\$ 150.20

#### DEPARTMENT OF PUBLIC WORKS

1657,	Wages, Regular Employees	\$ 63.45
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#### DEPARTMENT OF WATER

Filtration Division	
1743,	Wages, Temporary Employees

Mechanical Division	
1756,	Salaries and Wages, Regular Employees
1757,	Wages, Temporary Employees
1761,	Wages, Regular Employees

Distribution Division	
1775,	Salaries and Wages, Regular and Temporary Employees

Total, 2nd quarter, 1958 \$4,230.70

#### DEPARTMENT OF LANDS AND BUILDINGS

Bureau of Operating Maintenance	
1368,	Salaries and Wages, Regular Employees (1st & 2nd qrs., 1958)

GRAND TOTAL ----- \$4,662.10

DAVID L. LAWRENCE  
Mayor

EDWARD R. FREY  
City Controller

July 15, 1958

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1074. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the furnishing and installation of a Demonstration Science Table at the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety, and for the payment of the cost thereof."

In Committee on Finance, July 15, 1958, bill read and amended in Section 1 by adding at the end thereof the words, "Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1075. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the furnishing and installing of an automatic firing range for the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety, and for the payment of the cost thereof."

In Committee on Finance, July 15, 1958, Bill read and amended in Section 1 by adding at the end thereof the words "Code Account No. 1452, Equipment and Machinery, Bureau of Police, Department of Public Safety", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to al-

low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1141. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a relief sewer on Lucina Avenue and Queenston Street from the existing sewer on Lucina Avenue at Englert Way to the existing sewer on Queenston Street near Fairland Street, also a branch sewer on Walton Avenue from the existing sewer on Walton Avenue at Wayside Street to the sewer on Queenston Street at Walton Avenue, including all other work necessary in connection with the drainage served by this sewer, and providing for the payment of the cost thereof."

In Committee on Finance, July 15, 1958, Bill read and amended in Section 1 by adding at the end thereof the words "Bond Fund No. 193, General Public Improvement Peoples Bonds 1957", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1144. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a storm sewer from a point on Private Property of A. Cohen, Margray Way; Private Property of M. E. Scorer, Rodgers Streets; Private property of J. R. Brennan, Cooley Way; Private Property of J. R. Harrison, Keefe Street and McElhinny Avenue to the existing storm culvert on McElhinny Avenue at Elwell Way, including all other work necessary in connection with the drainage served by this sewer, and providing for the payment of the cost thereof."

In Committee on Finance, July 15, 1958, bill read and amended in Section 1 by adding at the end thereof the words "Bond Fund No. 193, General Public Improvement Peoples Bonds 1957", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1076. Resolution authorizing the Department of Lands and Buildings to journalize 45 accounts of the Three Taxing Bodies, having a total credit balance of \$9,405.13 minus a total debit balance of \$9,405.13.

Which was read.

Also

Bill No. 1115. Resolution authorizing and directing the Treasurer of the City of Pittsburgh to make all required employer's contribution payments necessary to provide coverage under the Social Security Program for those employees eligible for Social Security coverage by virtue of their employment in the County of Allegheny who were employed by the City of Pittsburgh and who were members of the City Retirement system during the period beginning January 1, 1956 and prior to January 1, 1957 into the Allegheny County Employees' Retirement System, and empowering the Governing Body of the City of Pittsburgh to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay the em-

ployer's contribution for the calendar year 1956 into the Allegheny County Employees' Retirement System.

Which was read.

Also

Bill No. 1116. Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against property in the Second Ward, known as Block 2F-Lot 279, for the reason that the said property has been condemned by the City of Pittsburgh for the Crosstown Boulevard:

McGeagh, R. T.:

1937	\$ 58.78
1938	2,657.40
1939	2,657.40
1940	2,645.00
1941	2,645.00
1942	2,587.50
1944	1,104.86
1945	2,139.50

Roberts, Lillian McG.:

1946	2,396.24
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Shevehick, M. G.:

1947	2,394.84
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Stein, David:

1948	2,395.12
1949	2,395.12
1950	2,395.12
1951	2,700.72

City of Pittsburgh

School District of the City of Pittsburgh  
County of Allegheny:

1953	\$2,621.36
1954	2,621.36
1955	2,621.36
1956	2,785.20
1957	2,703.28

and be it

FURTHER RESOLVED, That the proper officers of the City of Pittsburgh be and they are hereby authorized and directed to satisfy the liens and charge the costs thereof to the City of Pittsburgh.

Which was read.

Also

Bill No. 1117. Resolution authorizing and directing the City Solicitor to satisfy without payment the assessment in the amount of \$350.00 against Cornelius Pappert and Ellen M. Pappert, wife, V-21, at No. 2592 October Term 1957, in the Court of Common Pleas of Allegheny County for property situate

at 3414 Brighton Road which was assessed for a sewer constructed on Harbison Street, and charging the costs, if any, to the City of Pittsburgh.

Which was read.

Also

Bill No. 1118. Resolution authorizing and directing the City Solicitor to satisfy without payment the assessment in the amount of \$300.00 against Joseph C. Pelcz and Luella M. Pelcz, wife, V-20, at No. 2592 October Term, 1957, in the Court of Common Pleas of Allegheny County, for property situate at 3494 Brighton Road, 27th Ward, which was assessed for a sewer constructed on Harbison Street, and charging the costs, if any, to the City of Pittsburgh.

Which was read.

Also

Bill No. 1119. Resolution accepting, in lieu of unpaid taxes, deeds from the Attorney General of the United States and Elizabeth Denny Gregg Brereton, et al, property in the 6th Ward of the City of Pittsburgh.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1120. Resolution authorizing the issuing of a warrant in favor of John McC. Charles and Hazel A. Charles, 325 Ashton Street, Pittsburgh 7, Pa., in the sum of \$120.00 in full settlement of claim against the City of Pittsburgh for repairing leak on service line

December 17, 1957 at above address found to be on city main and sidewalk damage; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1121. Resolution authorizing the issuing of a warrant in favor of Henriette S. Jones and George Ellis Jones, 239 Oakdale Avenue, VanBuren Point, Dunkirk, New York, R.D.#2, in the sum of \$196.00 in full settlement of claim against the City of Pittsburgh for sidewalk and curb at 73 Harwood Street damaged by tree roots; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1122. Resolution authorizing the issuing of a warrant in favor of Thomas Kacsuta and Mary Kacsuta, 4024 Windsor Street, Pittsburgh 17, Pa., in the sum of \$160.00 in full settlement of claim against the City of Pittsburgh for sidewalk and curb at above address damaged by tree roots; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1123. Resolution authorizing the issuing of a warrant in favor of Shedd-Bartush Foods, Inc., 14401 Dexter Boulevard, Detroit 38, Michigan, in the sum of \$772.26 in full settlement of claim against the City of Pittsburgh for tractor-trailer truck damaged September 23, 1957 at 34th and Butler Streets by Bureau of Refuse truck; and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1129. Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to counter-sign the following warrants:

Westaern Psychiatric	
Institute & Clinic -----	\$1676.00
Lloyd G. David, M. D. -----	40.00
Joseph Finegold, M. D. -----	105.00
Phillip J. Rosenthal, M. D.---	75.00
Harry E. Feather, M. D. ----	5.00

Sidney A. Rosenberg, M. D. -- 10.00

Ernest Mercalde

(Reimbursement. \$100 paid to

Dr. Jos. Finegold and \$302.50

paid to Montefiore Hospital) 402.50

Ernest Mercalde, an employee of the Bureau of Police, Department of Public Safety of the City of Pittsburgh, was injured while performing his duties for the City of Pittsburgh and still suffers the effects of said injuries.

This amount is chargeable and payable from Code Account No. 44-M, Workmen's Compensation.

Which was read.

Also

Bill No. 1130 Resolution authorizing and directing the Mayor and the Director of the Department of Public Safety to engage the services of a producer, 2 announcers and an organist and such other personnel or services as may be needed from time to time to conduct a weekly half-hour broadcast for a period of 26 weeks commencing August 2, 1958 for a Traffic Safety Education Program sponsored and produced under the direction of the Division of Traffic Information, which will be broadcast free of charge by Radio Station WCAE; that all personnel engaged meet the approval of the Director of the Department of Public Safety; that the total sum of not over \$2,600.00 be expended for this specialized service for these 26 broadcasts; authorizing the issuing of warrants for the same, and charging same to Code Account No. 1415, Adult Traffic Education.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Also

Bill No. 1113. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to supplement the Agreement of June 15, 1951, between the City of Pittsburgh and the Public Parking Authority of Pittsburgh entered into pursuant to Ordinance No. 217 entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety, on behalf of the City of Pittsburgh, to enter into an Agreement with the Public Parking Authority of Pittsburgh to provide for the loan-assignment and payment by the City of Pittsburgh of the receipts from certain parking meters upon certain terms and conditions as to the use of such funds and the repayment thereof,' approved April 27, 1951, by eliminating the requirement for the repayment to the City of Pittsburgh of loans of receipts, and interest thereon, from the parking meters subject to the said Agreement, heretofore made to the Authority; by providing that future transfers of such receipts shall be grants and not loans, if the Authority shall make annual payments of Fifty Thousand (\$50,000) Dollars to the City on account of the cost of operating and maintaining the parking meters subject to the said Agreement; and by adding to the purposes for which the receipts from parking meters transferred to the Authority may be used."

In Committee on Finance, July 15, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to reports from the Department of Law and the Department of Public Safety.

Which was read.

Also

No. 1172.

DEPARTMENT OF LAW

Pittsburgh, July 18, 1958

Honorable President and Members  
CITY COUNCIL  
CITY OF PITTSBURGH

In re: Operation of Parking Meters

Gentlemen:

In your communication of July 16, 1958, this Department was requested to

render a report as to whether the operation of parking meters, including maintenance, repair and collection, may be turned over to the Public Parking Authority of Pittsburgh.

The installation of parking meters has been held to be an exercise of the municipal police power in the regulation of traffic. *Laubach v. City of Easton*, 347 Pa. 542 (1943). Since only municipalities, such as the City of Pittsburgh, may exercise police power functions, and since authorities do not generally have traditional police powers, it is our opinion that the City may not relinquish complete control over parking meters to the Public Parking Authority. The determination as to where parking meters should be located, the adoption and enforcement of legislation penalizing violation of parking meter rules, and other features of meter regulation, are clearly powers which only the City may exercise.

Very truly yours,

J. Frank McKenna, Jr.  
CITY SOLICITOR

Which was read, received and filed.

Also

No. 1173.

DEPARTMENT OF PUBLIC SAFETY

July 18, 1958.

Chairman and Members,  
Committee on Finance  
CITY COUNCIL.

In re—Bills Nos. 1113 and 1114:

Gentlemen:

With reference to the above communication of the Committee on Finance of July 15, 1958, concerning costs of installation and maintenance of parking meters in the City of Pittsburgh annually, I wish to report as follows:

1. Purchase and installation of new meters varies, depending upon the bids received. The entire cost of this work is paid for out of parking meter revenues under terms of the City's present and proposed agreement with the Public Parking Authority.

2. Maintenance costs, which I interpret to include enforcement, repairs and collection, are more difficult to ascertain. However, last year when the City entered into an agree-

ment with the Public Parking Authority of Pittsburgh for enforcement and maintenance of the Authority's meters in its East Liberty lot, it was determined after study of the City's costs and comparison with rates paid in other municipalities that \$12.00 a year was a fair and equitable compensation to the City for these services. This was embodied in the City's agreement with the Authority which was approved by your honorable body. I am advised by the City Treasurer that personnel costs for field collections for the City's parking meters currently in operation amount to approximately \$3.80 per meter per year.

Totaled, this would amount to something more than \$15.00 per meter per year. I should point out that in other municipalities within Pennsylvania, and in other sections of the country for which we have comparable data, the amount charged for these services varies from \$10.00 to \$15.00 per meter per year. In some instances, no charge is made to the public parking agency for these services.

It was in view of the foregoing that representatives of the Department of Public Safety, in consultation with the City Law Department and the Public Parking Authority of Pittsburgh, concluded that a charge of \$15.00 per meter per year for the services performed by the City was both fair and equitable to all concerned.

Respectfully yours,  
Louis Rosenberg  
Director.

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Fagan:

Mr. President and Members of Council, I raised some points at the Committee Meeting on Tuesday, in reference to the installation and servicing of parking meters by the City that are referred to in the two bills before us today (Bill No. 1113 and 1114).

I think two members of Council were here when the Authority was created. Mr. Gallagher was one. I also think Mr.

Weir was a Councilman at that time (1947). On July 11, 1947, an ordinance was passed creating a Public Parking Authority. I read through all the ordinances passed since that time: 1949, Ordinance 289, page 154; 1950, Ordinance 418, page 280; 1951, Ordinance 217, page 140; 1952, Ordinance 105, page 68, also Ordinance 329, page 206; 1955, Ordinance 19, page 16.

In perusing those records I discovered that when the Parking Authority was established the first loan was \$75,000.00. Later we loaned them \$150,000.00. As a result of turning the meters over to the Parking Authority they now, according to the ordinance, owe the City of Pittsburgh \$1,400,000.00 which is almost equivalent to two mills. What I am interested in is the erection and the maintenance. I know the Police power of the City of Pittsburgh. The police certainly have to see that the people comply with the law, but that is not the matter I am interested in. After all, when this legislation was passed, it was passed with the understanding that the money loaned to the Authority would be returned to the City. Now, we find we are not going to get that money. There is really no hurry for it because it is going to take forty years before the bonds are paid off. Of course, after they are paid off the parking garages are given to the City of Pittsburgh. Well, forty years from now, I don't hope to be around when they are burning the mortgage. I listened to the reports from the Law Department and the Department of Public Safety. If the City is going to turn this over to the Authority, let them turn it all over to them, the erection and repair of the meters, that is the important part.

What I would like to know is what the costs are, how many people are employed, what the salaries are, etc. We have a Civic Light Opera on the blink. The one that manages it gets \$25,000 a year. Those are some of the things that are wrong. For that reason I cannot see my way clear to support this sort of legislation.

Mr. McCarthy:

Mr. President, I think I am right. If I am wrong I would like to be corrected. It is my understanding that the million and a half approximated, that has already been turned over to the Parking Authority is turned over to it pursuant to an agreement. That agreement was



entered into in order to support the sale of bonds for these parking garages. That money cannot be returned to the City of Pittsburgh. That pledge is there and must remain for the period of the bonds. So that by entering into this new agreement, we are actually not losing any cash because the money cannot be used by the City of Pittsburgh. It must be turned over to the Parking Authority. Under this new agreement we are going to get \$50,000.00 a year to help defray the expenses of the meters. Shortly after the bonds are redeemed, the buildings and everything belonging to the Authority become the property of the City of Pittsburgh. So this is a case where we could not ask them to pay it to us immediately. We cannot do it until the bonds expire which is approximately forty years from now.

For that reason I do not feel we are giving the Authority anything. In fact, we are getting something. In fact, we are getting \$50,000 a year from the Authority which we will be getting if we enter into this agreement.

One thing I did notice in this agreement has to do with the cost of maintaining these meters. The Authority pays for the meters out of the funds which are turned over to them.

I am going to move, at the proper time, to amend the ordinance by requiring the Parking Authority to pay \$16.00 instead of \$15.00 for the maintenance, repair and servicing of each meter per annum.

**Mr. Jones:**

My only question is, can we do that here without consulting the Authority?

**Mr. Weir:**

I am quite certain the Authority would have no objection to that.

I might add in relation to what Mr. McCarthy has already said—He has stated that this agreement will better the cash position of the City. Presently, the City is not even receiving any reimbursement for the policing and maintenance of the meters. Therefore, the City's position will be improved. As far as the future is concerned, you are dealing with an Authority which is wholly owned by the City. The financial dealings between the City and the Authority really make relatively little difference. It is just like a corporation with respect to one

of its wholly owned subsidiaries. It doesn't make much difference whether the corporation or the subsidiary has the money.

If it should occur that the Parking Authority would fulfill the public demand for parking facilities in business districts for which this grant is mainly designed long before we anticipate that will occur; if for some reason in our economy, like tremendous future inflation, it would incur that the Parking Authority would have far more money than needed to perform its tasks, there would be no problem in getting that money back because the City owns the Parking Authority. I cannot see that there is any question of principle involved.

**Mr. Fagan:**

Mr. President, I would like to ask Mr. Weir a question. Is there a third party involved in these parking garages?

**Mr. Weir:**

Each of the City's present parking garages is operated under separate agreements. Each of them is entirely different in many respects from the other. I am not sure what you mean.

**Mr. Fagan:**

Are the garages leased out?

**Mr. Weir:**

Yes, under different arrangements.

**Mr. Fagan:**

There is nothing in the Bill about them being leased to a third party. Is the City of Pittsburgh the real functionary? I would like to have all those things cleared up. I do not like to vote on something I do not know what I am voting for.

**Mr. Weir:**

I want to clear up any question you have. If I understand your question correctly, it is "do you have people who are lessees of the existing facilities" and the answer is, yes we do. They are not the same people and they are not all operating under the same type of arrangement.

**Mr. Fagan:**

Are they making a profit?

**Mr. Weir:**

I am sure they are.

Mr. Fagan:

Don't you think it is the Authority who should be making the profit?

Mr. Weir:

I think the Authority is doing quite well.

Mr. Fagan:

You were here when the first bill was passed in 1947. That legislation said it was a loan to be paid back with interest. The first loan was \$75,000.00 and the second was \$150,000.00. Most of the meters were erected by the City of Pittsburgh. The erection costs and the cost of purchasing the meters was paid for by the City of Pittsburgh.

Mr. Weir:

Those were the ones in existence before. Those erected afterwards were erected out of the funds from the meter account.

Mr. Fagan:

Some of them were condemned and I know the City of Pittsburgh paid the bill for them. That was back in the days before Mr. Gittens became head of the Traffic Planning Bureau.

Mr. Weir:

Whenever they are replaced, they are replaced with funds out of the meter account, out of the money that would otherwise go to the Parking Authority. There were some meters that were not covered by the Parking Authority agreement.

Mr. Fagan:

It was established that the City of Pittsburgh would be paid back the money invested in the Parking Authority. Is that right?

Mr. Weir:

As I said before, I think the City does, in practical effect, own all of the assets of the Parking Authority. The City can always control the actions of the Parking Authority. If they feel they are acting improperly, it is the City's power to change that.

Mr. Fagan:

Without profit?

Mr. Weir:

The City will own every parking facil-

ity when the bonds are paid off. It becomes the City's property then.

Mr. Fagan:

I am not against the Parking Authority. I made that plain. I want to know how the business is managed. There is no doubt about the overhead and all of the factors. It is not good business as far as I am concerned.

Mr. Weir:

The Parking Authority has very complete figures on its reports.

Mr. Fagan:

I never saw any reports.

Mr. Weir:

There is an annual report sent here every year of its entire financial operation. The law requires that.

Mr. Fagan:

Does the clerk have them?

Mr. Boxheimer:

I have no such report.

Mr. Rodgers:

Mr. President, I want to be recorded voting aye on these bills. This will enable the Parking Authority to render service on a wider basis, that is, to extend their operations in the smaller neighborhoods.

Mr. McCarthy moved

To amend the bill by striking out the figure \$50,000.00 wherever shown and inserting in lieu thereof the figure \$54,000.00.

Which motion prevailed.

And the bill, having been printed as amended and placed upon the members' desks, was agreed to on second reading, as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan

Mrs. D'Ascenzo

Mr. Jones

Mr. McCarthy

Mr. Rodgers

Mr. Weir

Mr. Gallagher

(Pres't)

Noes:—

Mr. Fagan

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1114. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to enter into an agreement with the Public Parking Authority of Pittsburgh to provide for the grant and payment by the City of Pittsburgh to the Authority of The receipts from certain parking meters upon certain terms and conditions as to the use of such funds."

In Committee on Finance, July 15, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to reports from the Department of Law and the Department of Public Safety.

Which was read.

(See Bill Nos. 1172 and 1173).

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

(See remarks of Mr. Fagan on Bill No. 1113).

Mr. McCarthy moved

To amend Paragraph 3 in the Agreement by striking out the figure \$15.00 and inserting in lieu thereof the figure \$16.00 and also by striking out in the same paragraph the figure \$3.75 and inserting in lieu thereof the figure \$4.00.

Which motion prevailed.

And the bill, having been printed as amended and placed upon the members' desks, was agreed to on second reading, as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreed to by law, and were:

Ayes:—

Mr. Counahan

Mrs. D'Ascenzo

Mr. Jones

Mr. McCarthy

Noes:—

Mr. Fagan

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 1174. Report of the Committee on Public Works for July 15, 1958, transmitting sundry Ordinances and Resolutions to Council.

Which was read, received and filed.

Mr. Rodgers moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1147. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of various motors for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 1148. An Ordinance entitled, "An Ordinance accepting the dedication of Flora Street and Malcolm Street, as laid out in 'Benton Heights Plan of Lots No. 2', in the Twenty-seventh Ward of the City of Pittsburgh, by Frank J. Bilotta and Elizabeth B. Bilotta, his wife, for public use for highway purposes, opening and naming the same, fixing the width and position of the roadway and sidewalks thereof, establishing the grade thereof, and accepting the grading, paving, curbing and sewer-ing thereof."

Which was read.

Also

Bill No. 1149. An Ordinance entitled, "An Ordinance accepting the

dedication of Mount Royal Road, as laid out in 'Mount Royal Terrace Plan of Lots', from the common westerly line of Lot No. 11 and Lot No. 12 thereof to the easterly line of Mount Royal Terrace Plan of Lots, in the Fourteenth Ward of the City of Pittsburgh, by Joseph Poli, Mary Poli, Lawrence A. Poli and Dolores Poli, for public use for highway purposes, opening and naming the same, establishing the grade thereof, and accepting the grading, paving, curbing and sewerage thereof."

Which was read.

Also

Bill No. 1150. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Niddel Street, the private properties of H. Schmelz; City of Pittsburgh; L. Schmiechowski, et ux; Bertha M. Glazer and South Main Street to the existing sewer on South Main Street; also a branch sewer on private properties of Ray Twardy et al; Stephen Sporrer et ux; City of Pittsburgh; P. E. Yarnot et ux, to the sewer on the private property of Bertha M. Glazer, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from properties specially benefited thereby."

Which was read.

Also

Bill No. 1095. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for the erection of a secondary school by the Catholic Institute of Pittsburgh in an 'R3' District, at 2700 Morange Road, 28th Ward, City of Pittsburgh."

Which was read.

Also

Bill No. 1096. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for alterations and additions to the Homewood Elementary School at 7100 Hamilton Avenue—13th Ward, City of Pittsburgh, Pa."

Which was read

Also

Bill No. 1097. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for the erection of a new Quentin Roosevelt Elementary School at 200 The Boulevard—29th Ward, City of Pittsburgh, Pa."

Also

Bill No. 1908 An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for additions to the Belmar Elementary School at 7100 Hermitage Street—13th Ward, City of Pittsburgh, Pa."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1151. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to grant the Pennsylvania Railroad Company, its successors and assigns, the right to remove the steel and concrete foot bridge and appurtenances over the tracks of the said Railroad Company on the line of Oregon Street be-

tween Stadium and Florien Streets, 20th Ward, at the Company's sole expense, together with the right to use or dispose of materials taken from said bridge and appurtenances on condition that the Railroad Company agrees to hold the City harmless from all claims for damage arising from removal of said bridge and without obligating the Railroad Company to replace the bridge.

Which was read.

**Mr. Rodgers moved**

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 977. An Ordinance entitled, "An Ordinance amending Section 2603 of the Zoning Ordinance. Ordinance No. 192, approved May 10, 1958, by changing the regulations for the location of community garages and community parking areas."

Which was read.

**Mr. Rodgers moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 890. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Verse Way, from Chislett Street to Anti-etam Street, including the construction of a storm sewer, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

**Mr. Rodgers moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May

22, 1895, and the several supplements thereto.

Also

Bill No. 1152. Resolution granting permission to the Oliver Tyrone, Inc., to install and maintain 14 ornamental gas lamps on Oliver Avenue between Wood Street and Liberty Avenue, under certain conditions.

In Committee on Public Works, July 15, 1958, resolution read and amended by deleting therefrom the words—"That the gas lamps shall be removed by September 1, 1960." and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Rodgers moved

That the amendment of the Committee on Public Works be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Jones presented

No. 1175. Report of the Committee on Public Service and Surveys for July 16, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Mr. Jones moved

That Rule 8 be suspended, pro-

viding for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1100. An Ordinance entitled, "An Ordinance granting unto the Public Parking Authority of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a reinforced concrete vault with fixed and hinged steel grating, to be used for electrical purposes in the westerly sidewalk area of Sixth Street, First Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1101. An Ordinance entitled, "An Ordinance granting unto the Grayhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a sidewalk elevator with hinged steel sidewalk doors, in the northerly sidewalk area of Liberty Avenue, Second Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1102. An Ordinance entitled, "An Ordinance granting unto the University of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a 15" diameter Ric-Wil conduit and three manholes in and across Terrace and DeSota Streets in the Fourth Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1103. An Ordinance entitled, "An Ordinance granting unto Mrs. Sophia Ungerer, her successors or assigns, the right and privilege to construct, maintain and use at her own cost and expense, a concrete footer for retaining wall in the northerly sidewalk area of 207 Essen Street, Twenty-sixth Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1104. An Ordinance entitled, "An Ordinance naming an Unnamed 40-foot Avenue, extending 100 feet northwardly from the northerly line of Younger Avenue to the northerly line of the George Carnahan Plan No. 2, and lying between Lots No. 19 and No. 20 'Roseanne Avenue,' and establishing the grade thereof."

Which was read.

Also

Bill No. 1105. An Ordinance entitled, "An Ordinance granting unto the Heppenstall Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, an 8" diameter steel casing in the southerly sidewalk area of Hatfield Street, 9th Ward, Pittsburgh, Pa."

Which was read.

Also

Bill No. 1106. An Ordinance locating Crucible Street No. 2 to a width of 35.00 feet over a portion of Crucible Street as widened by Ordinance No. 390, approved November 12, 1954, from Zahner Street to Wilton Way, and establishing the grade thereof."

Which was read.

Also

Bill No. 1108. An Ordinance entitled, "An Ordinance vacating Annapolis Avenue beginning at a point 15.27 feet eastwardly from its first angle off Cornell Street and extending eastwardly to Birkhoff Street; Birkhoff Street between the southerly side of Hofburn Street and a point 229.77 feet from the westerly side of Woods Run Avenue as measured along the southerly side of Birkhoff Street; Peterson Street between the southerly line of Probst Street and extending southeastwardly to the line of property formerly of August P. Wenger et ux., now the property of Allegheny County Sanitary Authority; Probst Street between the easterly side of Weitz Way to a point on the northerly side of Probst Street 185 feet westwardly from the northwestwardly corner of Lapis Road and Probst Street; Purdue Street, also known as Campus Street, between the northeasterly side of Harbison Street and the westerly side of Birkhoff Street; Weld Way between the southerly side of Hofburn Street and extending south-

eastwardly to the line of property formerly of Henry Geiger et ux., now the property of Allegheny County Sanitary Authority; West Point Avenue between the dividing line of Lots Nos. 247 and 248 in the John Walker 'Brighton Heights Plan', recorded in Plan Book Vol 23, page 48 in the office of the Recorder of Deeds in and for Allegheny County and Birkhoff Street and an unnamed 20 foot alley beginning on the easterly side of Weld Way and extending eastwardly the respective distance of 56.29 on the northerly side of said alley and 53.97 feet on the southerly side of said alley; abandoning all existing sewer and water lines located on Birkhoff Street and in West Point Avenue between the points of vacation and providing certain terms and conditions."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Counahan presented

No. 1176. Report of the Committee on Filtration and Water for July 16, 1958, transmitting sundry Ordinances to Council.

Which was read, received and filed.

Mr. Counahan moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each

member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1063. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of cutters for pipe cutting machine for the Bureau of Distribution, Department of Water, and for the payment thereof.

Which was read.

Also

Bill No. 1064. An Ordinance entitled, "An Ordinance providing for a contract or contracts for replacement or extension of cast iron water pipe lines in various locations of the City of Pittsburgh—Contract No. 2—and other work incidental thereto including engineering and other necessary expenses, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1065. An Ordinance entitled, "An Ordinance authorizing the termination of a contract executed pursuant to Ordinance No. 308, approved July 27, 1956, between City of Pittsburgh and C. W. Davis & Son, Inc., for furnishing and installing mobile sand washing equipment at Filtration Plant and providing for the payment of the City's obligations under said contract."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. D'Ascenzo presented

No. 1177. Report of the Committee on Parks, Recreation and Libraries for July 16, 1958, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Mrs. D'Ascenzo moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1070. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor, the Director of Lands and Buildings and the Director of the Department of Parks and Recreation to execute and deliver, on behalf of the City of Pittsburgh, a lease to the United States of America, for a portion of McKinley Park Extension, to be used for parking purposes, for a term not beyond June 30, 1983, and providing the terms and conditions thereof, and to enter into a Supplemental Agreement, if necessary, under provision 5 of said lease."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"



The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1071. Resolution designating what is now known as the Sunnyside Playground situated east of Hawthorne Street, south of Farmington Street and north of the Sunnyside School, as the "Charles F. Dinan Memorial Playground".

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McCarthy (for Mr. Olbum) presented

No. 1178. Report of the Committee on Public Safety for July 16, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Mr. McCarthy moved

That rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 43

hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1136. An Ordinance entitled, "An Ordinance providing for the letting of a contract with the Western Newspaper Union for the preparation of mats and stereos and the distributing of the same to the weekly community newspapers, and for the payment thereof."

Which was read.

Also

Bill No. 1137. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of flashing mechanisms complete, including panel board, electrical interference eliminator, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1138. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of an electric mimeograph machine, less trade-in, for the Division of Traffic Information, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1139. An Ordinance entitled, "An Ordinance for the protection of the public health and the public safety by regulating the sale, retail, offer exposure for sale at retail, delivery, installation, rental, leasing, possession for use or use of unvented gas room and space heaters, and the installation or use of any unvented gas room space or water heater, and providing penalties for violation."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 1179. Report of the Committee on Lands, Buildings and Housing for July 16, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Mr. Fagan moved

That Rule 8 be suspended for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1079. Resolution authorizing sale to Louis P. Bilotta and Mary C. Bilotta, his wife, lots on Pedro Street, 27th Ward, for the sum of \$1,200.00.

Which was read

Also

Bill No. 1080. Resolution authorizing sale to George Gimigliano and Theresa Gimigliano, his wife, lots on Dagmar Avenue, 19th Ward, for the sum of \$1,350.00.

Which was read.

Also

Bill No. 1081. Resolution authorizing sale to Raymond Holmes and Carrie L. Holmes, his wife, lots on Ellopia

Street, 20th Ward, for the sum of \$1,150.00.

Which was read.

Also

Bill No. 1082. Resolution authorizing sale to Ronald F. Kunert and Margery M. Kunert, his wife, lots on Roosevelt Avenue, 26th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1083. Resolution authorizing sale to Joseph M. Longo and Dorothy J. Longo, his wife, lot on Fernhill Avenue, 19th Ward, for the sum of \$150.00.

Which was read.

Also

Bill No. 1084. Resolution authorizing sale to James J. Powers and Mary E. Powers, his wife, lots on Perrysville Avenue, 26th Ward, for the sum of \$1,750.00.

Which was read.

Also

Bill No. 1085. Resolution authorizing sale to Joseph S. Rebel and Mary Frances Rebel, his wife, lots on Steuben Street, 20th Ward, for the sum of \$2,000.00.

Which was read.

Also

Bill No. 1086. Resolution authorizing sale to Leonard Samuels and Laura D. Samuels, his wife, lots on Ellopia Street, 20th Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 1087. Resolution authorizing sale to George A. Smith lots on Bingle Street, 15th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 1088. Resolution authorizing sale to Eimer C. Swaney and Matilda H. Swaney, his wife, lot on Harris Avenue, 28th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1089. Resolution authorizing sale to Sigmund J. Vinarski and Martha Vinarski, his wife, lot on Valera Street, 29th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1090. Resolution authorizing sale to Louis Winters and Barbara Winters, his wife, part of lot on Goettman Street, 24th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1091. Resolution authorizing sale to Charles J. Young lots on Coverdale Street, 20th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1092. Resolution Authorizing the conveyance of the City's interest in various lots in the 16th and 28th Wards to the Board of Public Education.

Which was read.

Mr. Fagan moved

A suspension of the rule to al-

low the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan  
Mrs. D'Ascenzo  
Mr. Fagan  
Mr. Jones  
Mr. McCarthy

Mr. Rodgers  
Mr. Weir  
Mr. Gallagher  
(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan moved

That Mr. Olbum be excused for absence from Council and Committee meetings on the following days:—July 14, 15, 16 and 18, 1958.

Which motion prevailed.

And upon motion of Mr. Jones

Council adjourned,

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII|

Monday, August 11, 1958.

No. 27

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.

Monday, August 11, 1958.

Council met.

Present:—Messrs.

Counahan	McCarthy
Fagan	Weir
Jones	

Absent:

Mrs. D'Ascenzo	Gallagher
Messrs. Olbum	(Pres't)
Rodgers	

Mr. McCarthy moved

That, in the absence of President Gallagher, Mr. Fagan act as President, Pro-tem.

Which motion prevailed.

And Mr. Fagan took the Chair.

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend Herbert Wilkerson, Pastor of the Union Baptist Church, who will deliver the invocation.

Reverend Herbert Wilkerson, Pastor of the Union Baptist Church, offered the following prayer:

Our Father, it is with a deep sense of dependency that we invoke Thy guidance and solicit Thine approval. We thank Thee for the untold number of good things with which you have blessed each of us. We thank Thee for this occasion wherein we can serve Thee through unselfish service to others.

Grant unto the leaders of our government such courage, guidance, and vision as is necessary to maintain the heritage of this great nation, that we may in turn propagate the principles of democracy to all the nations of the world.

Bless our families with good health and our homes with happiness.

We pray these blessings in Thy name. Amen.

The Chair:

Thank you Reverend Wilkerson for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1180. Resolution authorizing the issuing of a warrant in favor of Anthony Patton, employed as a Valve and Hydrant Repairman in the Department of Water in the amount of \$50.56, being compensation for the period of time devoted to attending the Fortieth Annual American Legion Convention in Philadelphia, Pa., from July 23 to 26, 1958, inclusive, and charging same to Code Account No. 1775.

Also

No. 1181. Communication from Department of Water requesting permission for John D. Beck, Division Superintendent of the Filtration Division to attend the 31st Annual Conference of the Pennsylvania Water Works Op-

erators' Association at the Pennsylvania State University on August 11, 12 and 13, 1958.

Also

No. 1182. Communication from the Department of Water submitting report of overtime services performed by employees in the department during the month of June, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1183. An Ordinance providing for a contract or contracts for the reinforced concrete encasement of the 60" riveted steel water main and appurtenant work at a location or locations designated by the Director of the Department of Water, and providing for the payment of the cost thereof.

Also

No. 1184. Communication from the Department of Water submitting supplemental report of compilation of analyses of samples of South Pittsburgh Water Company's water taken at 408 Warrington Avenue and at the Monongahela River raw water source during the period June 10 to June 30, 1958.

Which were read and referred to the Committee on Filtration and Water.

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 1185. An Ordinance appropriating and setting aside the sum of \$15,000.00 in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of Engineering Expenses.

Also

No. 1186. An Ordinance providing for a contract or contracts for the construction of a Departmental Warehouse in the Schenley Park Yard, Schenley Park, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1187. An Ordinance providing for a contract or contracts for the construction of a Baseball Backstop and Related Protective Fencing in Frick Park at Fern Hollow Ballfield located west of Braddock Avenue beyond the extremity

of Hutchinson Street in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1188. An Ordinance providing for a contract or contracts for the rehabilitation of the Ballfield and Surrounding Area and the Demolition of the former Swimming Pool and Bandstand, all at Olympia Park, in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1189. An Ordinance authorizing the issuance of a warrant in favor of Carmen J. Tropea, contractor, for the sum of \$475.00, in payment for extra work performed on the general contract for the Improvement of the Panther Hollow Lake and Surrounding Area and the Rehabilitation of the Existing Pavilion at Schenley Park, for the benefit of the City of Pittsburgh, without previous authority of law.

Also

No. 1190. Communication from Department of Parks and Recreation relative to extra work on the contract for the improvement of Kings House, adjacent to Highland Park.

Also

No. 1191. Communication from Department of Parks and Recreation requesting permission for two members of the Forestry Division to attend the 34th National Shade Tree Conference to be held at Asheville, North Carolina, from August 25 to 29, 1958, inclusive.

Which were severally read and referred to the Committee on Finance.

Also

No. 1192. Resolution accepting the Deed of Robert G. Jackson and Eleanor C. Jackson, his wife, dated July 10, 1958, conveying to the City of Pittsburgh for playground purposes, property on Onondago Street; directing the City Solicitor to record said Deed in the Office of the Recorder of Deeds of Allegheny County, and expressing gratitude of the Council of the City of Pittsburgh, on behalf of the government and the people of the City of Pittsburgh, to Mr. and Mrs. Robert G. Jackson for this, their contribution to the public welfare.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Jones (for Mr. Fagan) presented

No. 1193. An Ordinance authorizing and directing the issuance and payment of a semi-final estimate to the contractor on Contract, Controller's Register No. 14620, reducing the retained percentage from 15 per cent to 5 per cent.

Also

No. 1194. An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to purchase from Paul H. Rittle and Lois S. Rittle, his wife; Allen T. Schomaker and Janet J. Schomaker, his wife; John W. Brown and Virginia S. Brown, his wife; C. F. Schomaker and Virginia A. Schomaker, his wife; William Schomaker; and Blanche Schomaker certain property situate in the Twenty-seventh Ward of the City of Pittsburgh, Pennsylvania, for use by the Department of Parks and Recreation for playground purposes, and providing for the payment for the same.

Also

No. 1195. An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to purchase from the Duquesne Light Company, a corporation, certain property situate in the Twenty-seventh Ward of the City of Pittsburgh, Pennsylvania, for use by the Department of Parks and Recreation for playground purposes, and providing for the payment for the same.

Also

No. 1196. Resolution authorizing and directing the City Treasurer to accept the sum of \$112.00 in settlement of delinquent metered water charges billed the property of Martin and Agnes M. Noone, 5106 Penn Avenue, 8th Ward, for the 3rd and 4th quarters of 1955, the years 1956 and 1957, and the 1st and 2nd quarters of the year 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1197. Resolution authorizing sale to Robert Arensberg and Catherine F. Arensberg, his wife, lot on Fernhill Street, 19th Ward, for the sum of \$175.00.

Also

No. 1198. Resolution authorizing sale to Joseph H. Bliss, lots on Wayside Street, 32nd Ward, for the sum of \$1,500.00.

Also

No. 1199. Resolution authorizing sale to James B. Bolden and Ardella Bolden, his wife, lots on Singer Place, 13th Ward, for the sum of \$900.00.

Also

No. 1200. Resolution authorizing sale to Frederick A. Brown and Nelma Ruth Brown, his wife, lots on Lucina Avenue, 32nd Ward, for the sum of \$600.00.

Also

No. 1201. Resolution authorizing sale to Val P. Campbell and Mathilda F. Campbell, his wife, lots on Valora Street, 28th Ward, for the sum of \$500.

Also

No. 1202. Resolution authorizing sale to John Cloffi and Harriet Cloffi, his wife, lot on Rutherford Street, 19th Ward, for the sum of \$500.00.

Also

No. 1203. Resolution authorizing sale to Howard J. Dulavitch and Rose M. Dulavitch, his wife, lot on Barbadoes Street, 19th Ward, for the sum of \$700.

Also

No. 1204. Resolution authorizing sale to John S. Ferretti and Sophie Ferretti, his wife, lots on Berry Street, 28th Ward, for the sum of \$1,650.00.

Also

No. 1205. Resolution authorizing sale to Dennis J. Hagan and Frances R. Hagan, his wife, lot on Edith Street, 19th Ward, for the sum of \$400.00.

Also

No. 1206. Resolution authorizing sale to Dan E. Hindmarch and Miriam P. Hindmarch, his wife, lot on Coast Avenue, 19th Ward, for the sum of \$500.00.

Also

No. 1207. Resolution authorizing sale to Walter Kremin and Olga Kremin, his wife, lots on Hass Avenue, 20th Ward, for the sum of \$800.00.

Also

No. 1208. Resolution authorizing sale to Leo Krupski and Matilda Krupski, his wife, lots on Dunlap Street, 26th Ward, having erected thereon a 2½ story frame house, for the sum of \$2,500.00.

Also

No. 1209. Resolution authorizing sale to Joseph A. Laboon and Cecelia F. Laboon, his wife, lot on Texdale Street, 19th Ward, for the sum of \$400.00.

Also

No. 1210. Resolution authorizing sale to Daniel J. Mulvihill and Ella M. Mulvihill, his wife, lot on Warriors Road, 28th Ward, for the sum of \$250.00.

Also

No. 1211. Resolution authorizing sale to Allen B. McDonald and Catherine S. McDonald, his wife, lot on Harris Avenue, 28th Ward, for the sum of \$425.

Also

No. 1212. Resolution authorizing sale to William L. Reid and Ruby Reid, his wife, lot on Ellopie Street, 20th Ward, for the sum of \$550.00.

Also

No. 1213. Resolution authorizing sale to John Revak and Julia S. Revak, his wife, part of lot on Bernard Street, 32nd Ward, for the sum of \$300.00.

Also

No. 1214. Resolution authorizing sale to Fred A. Simmen and Mildred G. Simmen, his wife, lot on Brett Street, 28th Ward, for the sum of \$375.00.

Also

No. 1215. Resolution authorizing sale to Francis J. Smith and Dora A. Smith, his wife, lots on Fingal Street, 19th Ward, for the sum of \$1,000.00.

Also

No. 1216. Resolution authorizing sale to Richard A. Smith and Nancy H. Smith, his wife, lots on Nakomis Street, 20th Ward, having erected thereon a two-story frame house, for the sum of \$3,500.

Also

No. 1217. Resolution authorizing sale to Charles S. Stewart and Loretta

M. Stewart, his wife, lot on Hyde Street, 28th Ward, for the sum of \$375.00.

Also

No. 1218. Resolution authorizing sale to Bernard J. Timm and Virginia A. Timm, his wife, lot on Donora Street, 26th Ward, for the sum of \$200.00.

Also

No. 1219. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings, on behalf of the City of Pittsburgh, to join with the School District of Pittsburgh on the one part, and the Catholic Institute of Pittsburgh on the other part, in separate agreements for the sale of 10 2/3 acres of land more or less, located in the 19th Ward, east of Pioneer Avenue, and between Crysler Street and the Moore Playground, for an agreed sum of \$1,000.00 per acre, and upon receipt of the sum set forth in the agreement, to execute and deliver a special warranty Deed for the interest of the City of Pittsburgh in the said property; that the Catholic Institute of Pittsburgh will assume the responsibility of attempting to have exonerated any existing tax liens that may be on record against the said property; nullifying the terms of the contract if a good and marketable title cannot be conveyed, and terminating agreement of sale.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1220. Communication from C. Ronal Woods, Planning Director, Department of City Planning, submitting report of John T. Mauro, Urban Renewal Coordinator, of his visit to Philadelphia, Pa., June 30 to July 2, 1958, to review the Urban Renewal Projects under way in that city.

Which was read and referred to the Committee on Finance.

Also

No. 1221. An Ordinance approving a Conditional Use under Section 2801-1-A (10) of Zoning Ordinance No. 192, approved May 10, 1958, for the Erection of a New Men's Dormitory located in the rear of 5125-5141 Margaret Morrison Street—14th Ward, City of Pittsburgh, Pennsylvania, for Carnegie Institute of Technology.

Also

No. 1222. An Ordinance approving a Conditional Use under Section 2801-1-A (7) of the Zoning Ordinance No. 192, approved May 10, 1958, for erection of a new One-Story Service and Storage Garage for County Vehicles at the northeast corner of McKean Street and South Second Street—17th Ward, City of Pittsburgh, Pa., for the County of Allegheny.

Also

No. 1223. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-E16, by changing from an "S" District and an "R2" District to a "C3" District, all that certain property bounded by Brown's Hill Road; a line intersecting the northwest corner of property, now or late, of Prodata Corporation, having frontage on Brown's Hill Road and Saline Street, and the Southwest corner of Beechwood Boulevard and Saline Street; Saline Street; and, a line perpendicular to Brown's Hill Road, which line intersects the first angle point in the westerly line of Saline Street, south of Beechwood Boulevard.

Also

No. 1224. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S20-O, by changing from an "R2" Residence District to a "C3" Commercial District, all that certain property fronting on the easterly side of Brownsville Road from Madeline Street to East Woodford Avenue.

Also

No. 1225. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-N10-O, by changing from an "R4" Residence District to a "C3" Commercial District, all that certain property bounded by South Side Avenue; Mathias Street; Lappe Lane; and Royal Street.

Also

No. 1226. Communication from the Department of City Planning recommending the vacating and widening of portions of Rutherford Avenue and Methyl Street, 19th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1227. An Ordinance granting unto Sachs & Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense a railroad siding on the southerly side of Railroad Street, between 29th and 30th Streets, in the 6th Ward, Pittsburgh, Pa.

Also

No. 1228. An Ordinance granting unto the Slovak Catholic Sokol, Branch No. 16, its successors or assigns, the right and privilege to install, maintain and use at its own cost and expense two air conditioner units through the south wall over South 25th Street at 2429 East Carson Street, Sixteenth Ward, Pittsburgh, Pa.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1229. An Ordinance authorizing and directing an increase in the indebtedness of the City of Pittsburgh in the amount of TWO MILLION SEVEN HUNDRED TWENTY THOUSAND (\$2,720,000.00) DOLLARS by providing for the issuance of General Obligation Peoples Bonds in said amount, for the purpose of making a grant for the public auditorium project, and for the purpose of paying all or part of the cost, damages and expenses, including engineering and architectural expenses, expenses in connection with the acquisition of necessary property and property rights and other expenses, necessarily incurred or to be incurred in connection with the following general public improvements, as a partial exercise of the authority conferred by the electors at a Special Bond Election held on the eleventh (11th) day of September, 1956; One Million Seven Hundred Thousand (\$1,700,000.00) Dollars for the construction, reconstruction and resurfacing of streets generally, the reconstruction and improvement of street intersections, and the construction and reconstruction of sewers; Four Hundred Seventy Thousand (\$470,000.00) Dollars for the construction, reconstruction, alteration, rehabilitation and equipment of playgrounds, park buildings and other facilities under the jurisdiction of the Department of Parks and Recreation, including the Highland Park Zoo; Four Hundred Fifty



Thousand (\$450,000.00) Dollars for a grant to the Public Auditorium Authority of Pittsburgh and Allegheny County toward the City's share of the public auditorium project; and One Hundred Thousand (\$100,000.00) Dollars for the construction, reconstruction, alteration, replacement and rehabilitation of police and fire houses and other municipal buildings and facilities, and levying taxes to provide funds for the redemption of said bonds at maturity and for the payment of interest and State taxes thereon.

Also

No. 1230. An Ordinance providing for the letting of a contract for the furnishing, delivery and installation of Fume Hoods at the Bureau of Tests, Department of Supplies, cost of which is not to exceed the total sum of \$4800.00.

Also

No. 1231. An Ordinance repealing Ordinance No. 233, entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Hot Water Heating Furnace and Radiation for the Bureau of Tests, Department of Supplies, and for the payment thereof," approved June 28, 1957.

Also

No. 1232. An Ordinance providing for the letting of a contract for the furnishing and delivery of an Accounting Machine, less trade-ins, for the Department of City Treasurer, and for the payment thereof.

Also

No. 1233. An Ordinance transferring the sum of \$7,260.00 from Code Account No. 42, Contingent Fund, to Code Account No. 83-1, Lawrenceville Neighborhood House, Rehabilitation.

Also

No. 1234. Resolution exonerating City taxes and flat water rents, as follows, against property formerly of Opie Barron, now known as Mrs. Stephen Simms, on Yale Street, Twenty-fifth Ward, for the reasons that the said taxes and flat water rents were assessed subsequent to the condemnation of the said property by the City of Pittsburgh for public purposes, and the said property has been abandoned by Mrs. Stephen Simms since 1952:

City taxes:

1956 -----	\$16.57
1957 -----	21.45

Flat Water rents:

1956 -----	\$22.96
1957 -----	30.62
1958 -----	36.74

authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens for the 1956 City taxes and Flat water rents, and charging the costs thereof to the City of Pittsburgh.

Also

No. 1235. Resolution authorizing the issuing of a warrant in favor of Allegheny Department of Law, 405 County Office Building, Pittsburgh 19, Pa., in the sum of \$322.37 in full settlement of claim against the City of Pittsburgh for floodlights in Liberty Tunnel damaged January 21, 1956, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1236. Resolution authorizing the issuing of a warrant in favor of Victor H. Gerdes and Westchester Fire Insurance Company, c/o Kenneth P. Christman, Esq., 304 Ross St., Pittsburgh 19, Pa., in the sum of \$116.23 in full settlement of claim against the City of Pittsburgh for car damaged December 25, 1957, on Vinial Street, and charging same to Code Account No. 46, Judgments.

Also

No. 1237. Resolution authorizing the issuing of a warrant in favor of A. Parente & Sons Co., 1108 Heberton St., Pittsburgh 6, Pa., in the sum of \$105.00 in full settlement of claim against the City of Pittsburgh for truck damaged May 5, 1958, by angle iron abutting city-owned property at 1153 Lincoln Avenue, and charging same to Code Account No. 46, Judgments.

Also

No. 1238. Resolution authorizing the issuing of warrants in favor of George W. Jarrett of the City Treasurer's Office in the sum of \$53.42, and charging same to Code Account No. 1060; Louis Cardell of the Bureau of Police, Department of Public Safety, in the sum of \$56.45, and charging same to Code Account No. 1443; Richard Jantz of the

Bureau of Police, Department of Public Safety, in the sum of \$62.10, and charging same to Code Account No. 1443; Andrew A. Mammarella of the Bureau of Police, Department of Public Safety, in the sum of \$56.45 and charging same to Code Account No. 1443, and Paul McCue of the Bureau of Fire, Department of Public Safety, in the sum of \$66.61, and charging same to Code Account No. 1461; being compensation for the period of time devoted to attending the State Encampment of the Veterans of Foreign Wars of the United States in Pittsburgh, Pa., from July 10 to 13, 1958, inclusive.

Also

No. 1239. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City depositories to secure same as of July 31, 1958.

Also

No. 1240. Communication from Department of Supplies requesting permission to send one man from the Bureau of Tests to test and inspect hose at the Republic Rubber Company, Youngstown, Ohio.

Which were severally read and referred to the Committee on Finance.

Mr. McCarthy (for Mr. Olbum) presented

No. 1241. An Ordinance authorizing the issuance of warrants in favor of Detective Paul D. Ryan in the amounts of \$387.00 and \$387.00; one to be paid prior to August 18, 1958, and the other to be paid (after an accounting has been made of previous expenses) prior to September 27, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 1242. An Ordinance providing for the letting of a contract for the furnishing and delivery of Plastic Numerals and Letters for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 1243. An Ordinance providing for the letting of a contract for the furnishing and delivery of a Milling Machine for the Bureau of Electricity, Department of Public Safety, and for the payment thereof.

Also

No. 1244. An Ordinance providing for the letting of a contract for the furnishing and delivery of Police-Crash Helmets for the Bureau of Police, Department of Public Safety, and for the payment thereof.

Also

No. 1245. An Ordinance further amending and supplementing Ordinance No. 300, known as the Building Code, approved August 6, 1947, as amended by Ordinance No. 1, approved January 20, 1948; Ordinance No. 247, approved June 4, 1948; Ordinance No. 423, approved October 4, 1948; Ordinance No. 218, approved May 3, 1950; Ordinance No. 219, approved May 3, 1950; Ordinance No. 141, approved March 30, 1951; Ordinance No. 192, approved April 13, 1951; Ordinance No. 685, approved December 22, 1951; Ordinance No. 151, approved April 18, 1952; Ordinance No. 226, approved June 12, 1952; Ordinance No. 404, approved October 24, 1952; Ordinance No. 445, approved November 19, 1952; Ordinance No. 199, approved June 18, 1954; Ordinance No. 293, approved August 3, 1955, and Ordinance No. 339, approved September 17, 1956.

Also

No. 1246. An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Also

No. 1247. Communication from Harry S. Dunmire, Esq., complaining of parking situation on Asbury Place, 14th Ward, and requesting the institution of parking vehicles on one side only.

Which were severally read and referred to the Committee on Public Safety.

Mr. Weir (for Mr. Rodgers) presented

No. 1248. Certificate of Emergency signed by the Mayor and the City Controller relative to transfer of the aggregate sum of \$25,000.00 within code accounts of the Bureau of Refuse, Department of Public Works.

Also

No. 1249. An Ordinance transferring the aggregate sum of \$25,000.00

within Code Accounts of the Bureau of Refuse, Department of Public Works.

Also

No. 1250. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the rehabilitation of the Meadow Street and Beechwood Boulevard Bridges, and providing for the payment of the cost of such engineering services.

Also

No. 1251. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the rehabilitation of the Murray Avenue Bridge, and parapet walls, curbs, sidewalks and structural supports of the P. J. McArdle Roadway, and providing for the payment of the costs of such engineering services.

Also

No. 1252. An Ordinance providing for a contract or contracts for the demolition of certain buildings on the site of the proposed Crosstown Boulevard between Fifth Avenue and Forbes Avenue, and for the payment of the cost thereof.

Also

No. 1253. An Ordinance providing for a contract or contracts for the widening and otherwise improving various street intersections throughout the City and other work incidental thereto, and for the payment of the costs thereof.

Also

No. 1254. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an Agreement with the Allegheny County Sanitary Authority for payment of the cost of construction of an intercepting sewer in Second Avenue, in Bates Street and in adjoining property, as part of the contract which the City of Pittsburgh will award for repaving and otherwise improving a portion of Second Avenue between Brady Street and Bates Street, and the replacement of water

lines therein; and granting to the Sanitary Authority an easement for such intercepting sewer in Second Avenue and in Bates Street and in any property owned by the City.

Also

No. 1255. An Ordinance providing for a contract or contracts for repaving and otherwise improving Second Avenue from a point six hundred and forty-two (642) feet east of Brady Street to the westerly line of Bates Street, including other work incidental thereto, for the replacement of water lines therein, and for the construction for the Allegheny County Sanitary Authority of an intercepting sewer from a point approximately eighty-seven (87) feet northwest of the westerly line of Bates Street to a point in Bates Street approximately one hundred sixty-five (165) feet north of the northerly line of Second Avenue, thence in Bates Street to a point in Second Avenue, and thence in Second Avenue and adjoining public or private property, from Bates Street to an existing sewer in Brady Street, and appropriating funds for the payment of all the costs thereof except the construction of the intercepting sewer.

Also

No. 1256. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Pittsburgh Railways Company for the moving of the trolley poles from their private right-of-way on Brookline Boulevard, between Merrick Avenue and Breining Street on the east bound roadway, and between Edgebrook Avenue and Breining Street on the west bound roadway, and providing for payment to the Pittsburgh Railways Company for the cost thereof.

Also

No. 1257. Resolution authorizing the issuing of a warrant in favor of the United States of America, Housing and Home Finance Agency in the sum of \$2,265.18, which sum was advanced to the City for the preparation of plans for Post War Construction projects (repaving of Murray Avenue from Forbes Avenue to Phillips Avenue), and charging same to Bond Fund No. 193-302.

Which were severally read and referred to the Committee on Finance.

Also

1258. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Director's Office, Department of Public Works, and for the payment thereof.

Also

No. 1259. An Ordinance repealing Ordinance No. 54, entitled, "An Ordinance authorizing and directing the Grading, Paving and Curbing of Uptegraf Street, from Philander Street to Onondago Street, and other work incidental thereto," approved February 11, 1957.

Also

No. 1260. Petition for Grading, Paving and Curbing of Oakdene Street, from Stranahan Street to Mingo Street.

Also

No. 1261. An Ordinance authorizing and directing the Grading, Paving and Curbing of Oakdene Street, from Stranahan Street to Mingo Street, including the laying and relaying of water lines, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1262. An Ordinance accepting the dedication of Callstoga Place at a general width of 40.0 feet, as laid out in "Partial Revision of Wilkinsburg Manor Plan of Lots, Addition No. 4," and opening and naming the same from the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg to the northerly line of the Plan.

Also

No. 1263. An Ordinance widening Callstoga Place, from the dividing line between the Borough of Wilkinsburg and the City of Pittsburgh to the northerly line of "Partial Revision of Wilkinsburg Manor Plan of Lots, Addition No. 4."

Also

No. 1264. An Ordinance authorizing and directing the Grading, Paving

and Curbing of Turner Street, from Cannon Street to Weddle Way, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1265. Petition for the improvement of Parallel Avenue, 29th Ward.

Which were severally read and referred to the Committee on Public Works.

The Chair (for Mr. Gallagher) presented

No. 1266. Communication from International Association of Bridge, Structural and Ornamental Iron Workers, Local Union No. 3, submitting wage scale of Structural and Ornamental Iron Workers, effective July 16, 1958.

Also

No. 1267. Communication from Operative Plasterers and Cement Masons' International Association of the United States and Canada, Local Union No. 31, submitting wage scale of plasterers, effective June 1, 1958.

Also

No. 1268. Communication from Operative Plasterers and Cement Masons' International Association of the United States and Canada, Local No. 31, requesting that the salary of the Plastering Inspector in the Bureau of Building Inspection, Department of Public Safety, be equalized in 1959 with the salary of other inspectors in said Bureau.

Also

No. 1269. Communication from Cement Mason's Union Local No. 526 of the Operative Plasterers and Cement Masons' International Association, submitting wage scale of members of said Union, effective June 1, 1958.

Also

No. 1270. Communication from the Duquesne Investment Company offering compromise settlement of delinquent water charges against property located at 425 First Avenue, First Ward.

Also

No. 1271. Communication from Krause and Boreman, Attorneys, requesting compromise settlement of delinquent water charges against property of William H. and Jennie G. Whitman situate at 2208 Fifth Avenue and rear.

Also

No. 1272. Communication from Walter T. and Anne F. Pocernicki, 1442 Woodbourne Avenue, 19th Ward, complaining of assessment against their property for the grading, paving and curbing of Barbadoes Street.

Which were severally read and referred to the Committee on Finance.

Also

No. 1273. Communication from T. E. Crannan, Business Representative, Sign and Pictorial Artists, Local Union No. 479, requesting a meeting with Council regarding the provisions of the Zoning Ordinance affecting outdoor advertising and other matters concerning signs.

Also

No. 1274. Petition for the widening and repair of Oranmore Street, between Coleridge and Somerville Streets, 10th Ward.

Also

No. 1275. Communication from H. Rea Garber calling attention to certain conditions existing in the 1100 block of Stanton Avenue, and also requesting that 300 feet of Duffield Street be put in passable condition.

Also

No. 1276. Petition for elimination of nuisance caused by open run of creek in the neighborhood of Fairywood Street, 28th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1277. Petition for the installation of a Stop and Go Sign at the intersection of Pocussett Street approaching Phillips Avenue.

Also

No. 1278. Communication from the Lions Club, et al, of Oakland protesting against the institution of one-

way traffic regulation on Atwood Street, between Fifth Avenue and Forbes Avenue.

Also

No. 1279. Communication from the Eureka-Federal Savings and Loan Association, et al, favoring the institution of 60-day trial of one-way traffic on certain streets in the Oakland District, Fourth Ward.

Which were severally read and referred to the Committee on Public Safety.

#### MOTIONS AND RESOLUTIONS

The Chair presented

No. 1280.

#### OFFICE OF THE MAYOR

Pittsburgh, August 11, 1958

President and Members  
City Council  
City of Pittsburgh

Gentlemen:

I am happy to appoint, subject to your approval, Charles E. Coates, 161 Hornaday Road, Pittsburgh 10, to be a member of the Sinking Fund Commission for a term expiring June 30, 1959.

Mr. Coates will succeed the late Hugh F. McKnight on the Commission.

Very truly yours,

DAVID L. LAWRENCE

Mayor

Which was read, received and filed.

Also

No. 1281. Resolved, That the appointment by the Mayor of Charles E. Coates, 161 Hornaday Road, Pittsburgh 10, as a member of the Sinking Fund Commission, be and the same is hereby approved and confirmed.

Which was read.

Mr. Weir moved

The adoption of the resolution. Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan

Mr. Jones

Mr. McCarthy

Mr. Weir

Mr. Fagan (Pres't

Pro tem.)

Ayes 5. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Counahan moved

That the minutes of Council of Monday, July 14, 1958, and Friday, July 18, 1958, be approved.

Which motion prevailed.

Mr. Counahan moved

That Council recess until Tuesday, August 19, 1958, at 1:00 o'clock P. M. (E.S.T.).

Which motion prevailed.

And Council

Recessed.

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Pittsburgh, Pa.,

Tuesday, August 19, 1958

And the hour of 1:00 o'clock, P. M. (E.S.T.) having arrived, and the time of the recess having expired, there were present:

Messrs:—

Counahan	Olbum
Jones	Rodgers
McCarthy	Weir

Absent:—

Mrs. D'Asceno	Mr. Gallagher
Mr. Fagan	(Pres't)

Mr. Rodgers moved

That, in the absence of President Gallagher, Mr. Weir act as President, Pro-tem.

Which motion prevailed.

And Mr. Weir took the chair.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1282. Report of the Committee on Finance for August 12, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1185. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$15,000.00 in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of Engineering Expenses."

Which was read.

Also

Bill No. 1186. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a Departmental Warehouse in the Schenley Park Yard, Schenley Park, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1187. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a Baseball Backstop and related protective fencing in Frick Park at Fern Hollow Ballfield located West of Braddock Avenue beyond the extremity of Hutchinson Street, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1188. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the Rehabilitation of the Ballfield and surrounding area and the demolition of the former swimming pool and bandstand, all at Olympia Park, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1229. An Ordinance entitled, "An Ordinance authorizing and directing an increase in the indebtedness of the City of Pittsburgh in the amount of Two Million Seven Hundred Twenty Thousand (\$2,720,000.00) Dollars by providing for the issuance of General Obligation Peoples Bonds in said amount, for the purpose of making a grant for the public auditorium project, and for the purpose of paying all or part of the cost, damages and expenses, including engineering and architectural expenses, expenses in connection with the acquisition of necessary property and property rights and other expenses, necessarily incurred or to be incurred in connection with the following general public improvements, as a partial exercise of the authority conferred by the electors at a Special Bond Election held on the eleventh (11th) Day of September, 1956; One Million Seven Hundred Thousand (\$1,700,000.00)

Dollars for the construction, reconstruction and resurfacing of streets generally, the reconstruction and improvement of street intersections, and the construction and reconstruction of sewers; Four Hundred Seventy Thousand (\$470,000.00) Dollars for the construction, reconstruction, alteration, rehabilitation and equipment of playgrounds, park buildings and other facilities under the jurisdiction of the Department of Parks and Recreation, including the Highland Park Zoo; Four Hundred Fifty Thousand (\$450,000.00) Dollars for a grant to the Public Auditorium Authority of Pittsburgh and Allegheny County toward the City's share of the public auditorium project; and One Hundred Thousand (\$100,000.00) Dollars for the construction, reconstruction, alteration, replacement and rehabilitation of police and fire houses and other municipal buildings and facilities, and levying taxes to provide funds for the redemption of said bonds at maturity and for the payment of interest and State taxes thereon."

Which was read.

Also

Bill No. 1230. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing, delivery and installation of Fume Hoods at the Bureau of Tests, Department of Supplies, cost of which is not to exceed the total sum of \$4,800.00."

Which was read.

Also

Bill No. 1231. An Ordinance entitled, "An Ordinance repealing Ordinance No. 233, entitled, 'An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Hot Water Heating Furnace and Radiation for the Bureau of Tests, Department of Supplies, and for the payment thereof,' approved June 28, 1957."

Which was read.

Also

Bill No. 1232. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of an Accounting Machine, less trade-ins, for the Department of City Treasurer, and for the payment thereof."

Which was read.

Also

Bill No. 1233. An Ordinance

entitled, "An Ordinance transferring the sum of \$7,260.00 from Code Account No. 42, Contingent Fund, to Code Account No. 83-1, Lawrenceville Neighborhood House, Rehabilitation."

Which was read.

Also

Bill No. 1250. An Ordinance entitled, "An Ordinance, authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the rehabilitation of the Meadow Street and Beechwood Boulevard Bridges, and providing for the payment of the cost of such engineering services."

Which was read.

Also

Bill No. 1251. An Ordinance entitled, "An Ordinance, authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the rehabilitation of the Murray Avenue Bridge, and parapet walls, curbs, sidewalks and structural supports of the P. J. McArdle Roadway, and providing for the payment of the costs of such engineering services."

Which was read.

Also

Bill No. 1252. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the demolition of certain buildings on the site of the proposed Crosstown Boulevard between Fifth Avenue and Forbes Avenue, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1254. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with the Allegheny County Sanitary Authority for payment of the cost of construction of an intercepting sewer in Second Avenue, in Bates Street and in adjoining property, as part of the contract which the City of Pittsburgh will award for repaving and otherwise improving a portion of

Second Avenue between Brady Street and Bates Street, and the replacement of water lines therein; and granting to the Sanitary Authority an easement for such intercepting sewer in Second Avenue and in Bates Street and in any property owned by the City."

Which was read.

Also

Bill No. 1255. An Ordinance entitled, "An Ordinance providing for a contract or contracts for repaving and otherwise improving Second Avenue from a point six hundred and forty-two (642) feet east of Brady Street to the westerly line of Bates Street, including other work incidental thereto, for the replacement of water lines therein, and for the construction for the Allegheny County Sanitary Authority of an intercepting sewer from a point approximately eighty-seven (87) feet northwest of the westerly line of Bates Street to a point in Bates Street approximately one hundred sixty-five (165) feet north of the northerly line of Second Avenue, thence in Bates Street to a point in Second Avenue, and thence in Second Avenue and adjoining public or private property, from Bates Street to an existing sewer in Brady Street, and appropriating funds for the payment of all the costs thereof except the construction of the intercepting sewer."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Oibum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1249. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$25,000.00 within Code Accounts of the Bureau of Refuse, Department of Public Works."

In Committee on Finance, August 12, 1958, bill read and ordered returned to Council with an affirmative recommendation, and the certificate of emergency signed by the Mayor and the City Controller relating to same returned to Council to be made a part of the record.

Which was read.

Also

Bill No. 1248.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, the Director of the Department of Public Works, in letters dated July 29, 1958, addressed to the Mayor and the City Controller, has stated that because of the anticipated delivery of Load Packers for the use in collection of refuse the original appropriation request for garbage collection was reduced; and

Whereas, the said Load Packer equipment has not been delivered and an emergency has arisen in the Bureau of Refuse, Department of Public Works, making it necessary to transfer the sum of \$25,000.00 to Code Account No. 1676-2—Wages—Regular Employees, July to September, Division of Collection and Disposition, to meet payrolls for the remainder of the current quarter; and

Whereas, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, David L. Lawrence, Mayor of the City of Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence



of an emergency requiring the transfer of the sum of \$25,000.00 to Code Account No. 1676-2, Wages, Regular Employees, July to September, Division of Collection and Disposition, Bureau of Refuse, Department of Public Works, to meet pay-rolls for the remainder of the current quarter.

DAVID L. LAWRENCE,  
Mayor  
EDWARD R. FREY  
S. F. DOBROWLSKI  
Deputy City Controller

Dated: Aug. 11, 1958.

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1189. An Ordinance entitled, "An Ordinance, authorizing the issuance of a warrant in favor of Carmen J. Tropea, contractor, for the sum of \$475.00, in payment for extra work performed on the general contract for the improvement of the Panther Hollow Lake and Surrounding Area and the rehabilitation of the existing Pavilion at Schenley Park, for the benefit of the City of Pittsburgh, without previous authority of law."

Which was read.

Also

Bill No. 1193. An Ordinance

entitled, "An Ordinance authorizing and directing the issuance and payment of a semi-final estimate to the contractor on Contract, Controller's Register No. 14620, reducing the retained percentage from 15 percent to 5 percent."

Which was read.

Also

Bill No. 1194. An Ordinance entitled, "An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to purchase from Paul H. Rittle and Lois S. Rittle, his wife; Allen T. Schomaker and Janet J. Schomaker, his wife; John W. Brown and Virginia S. Brown, his wife; C. F. Schomaker and Virginia A. Schomaker, his wife; William Schomaker; and Blanche Schomaker, certain property situate in the Twenty-Seventh Ward of the City of Pittsburgh, Pennsylvania, for use by the Department of Parks and Recreation for playground purposes, and providing for the payment for the same."

Which was read.

Also

Bill No. 1195. An Ordinance entitled, "An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to purchase from the Duquesne Light Company, a corporation, certain property situate in the Twenty-seventh Ward of the City of Pittsburgh, Pennsylvania, for use by the Department of Parks and Recreation, for playground purposes, and providing for the payment for the same."

Which was read.

Also

Bill No. 1241. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Detective Paul D. Ryan in the amounts of \$387.00 and \$387.00; one to be paid prior to August 18, 1958, and the other to be paid (after an accounting has been made of previous expenses) prior to September 27, 1958."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 727. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repaving and recurbings of Kirsopp Avenue, from a point approximately 258 feet southeast of Greenside Avenue; thence continuing in southeasterly, southwesterly and northwesterly directions, approximately 1610 feet to a ten-foot Utilities Right-of-Way, and other work incidental thereto, and providing for the payment of the cost thereof.

In Committee on Finance, August 12, 1958, Bill read and amended in Section 1 by adding at the end thereof the words "Bond Fund No. 193, General Public Improvement Peoples Bonds 1957 and 1958," and as amended ordered returned to Council with an affirmative recommendation."

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1256. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Pittsburgh Railways Company for the moving of the trolley poles from their private right-of-way on Brookline Boulevard, between Merrick Avenue and Breining Street on the east bound roadway, and between Edgebrook Avenue and Breining Street on the westbound roadway, and providing for payment to the Pittsburgh Railways Company for the cost thereof."

In Committee on Finance, August 12, 1958, bill read and amended in Section 2 by inserting in the blank space the words "No. 42" and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1196. Resolution authorizing and directing the City Treasurer to accept the sum of \$112.00 in settlement of delinquent meter water charges billed the property of Martin and Agnes M. Noone, 5106 Penn Avenue, 8th Ward, for the 3rd and 4th quarters of 1955, the years 1956 and 1957, and the 1st and 2nd quarters of the year 1958.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1180. Resolution authorizing the issuing of a warrant in favor of Anthony Patton, employed as a Valve and Hydrant Repairman in the Department of Water in the amount of \$50.56, being compensation for the period of time devoted to attending the Fortieth Annual American Legion Convention in

Philadelphia, Pa., from July 23 to 26, 1958, inclusive, and charging same to Code Account No. 1775.

Which was read.

Also

Bill No. 1235. Resolution authorizing the issuing of a warrant in favor of Allegheny Department of Law, 405 County Office Building, Pittsburgh 19, Pa., in the sum of \$322.37 in full settlement of claim against the City of Pittsburgh for floodlights in Liberty Tunnel damaged January 21, 1956, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1236. Resolution authorizing the issuing of a warrant in favor of Victor H. Gerdes and Westchester Fire Insurance Company, c/o Kenneth P. Christman, Esq., 304 Ross St., Pittsburgh 19, Pa., in the sum of \$116.23 in full settlement of claim against the City of Pittsburgh for car damaged December 25, 1957, on Vinal Street, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1237. Resolution authorizing the issuing of a warrant in favor of A. Parente & Sons Co., 1108 Heberton St., Pittsburgh 6, Pa., in the sum of \$105.00 in full settlement of claim against the City of Pittsburgh for truck damaged May 5, 1958, by angle iron abutting City-owned property at 1153 Lincoln Avenue, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1238. Resolution authorizing the issuing of warrants in favor of George W. Jarrett of the City Treasurer's Office in the sum of \$53.42, and charging same to Code Account No. 1060; Louis Cardell of the Bureau of Police, Department of Public Safety, in the sum of \$56.45, and charging same to Code Account No. 1443; Richard Jantz of the Bureau of Police, Department of Public Safety, in the sum of \$62.10, and charging same to Code Account No. 1443; Andrew A. Mammereilli of the Bu-

reau of Police, Department of Public Safety, in the sum of \$56.45, and charging same to Code Account No. 1443, and Paul McCue of the Bureau of Fire, Department of Public Safety, in the sum of \$66.61, and charging same to Code Account No. 1461; being compensation for the period of time devoted to attending the State Encampment of the Veterans of Foreign Wars of the United States in Pittsburgh, Pa., from July 10 to 13, 1958, inclusive.

Which was read.

Also

Bill No. 1257. Resolution authorizing the issuing of a warrant in favor of the United States of America, Housing and Home Finance Agency in the sum of \$2,265.18, which sum was advanced to the City for the preparation of plans for Post War Construction projects (repaving of Murray Avenue from Forbes Avenue to Phillips Avenue), and charging same to Bond Fund No. 193-302.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1283. Report of the Committee on Public Works for August 12, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1221. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section

2801-1-A (10) of the Zoning Ordinance No. 192, approved May 10, 1958, for the ERECTION OF A NEW MEN'S DORMITORY located in the rear of 5125-5141 Margaret Morrison Street, 14th Ward, City of Pittsburgh, Pennsylvania, for Carnegie Institute of Technology."

Which was read.

Also

Bill No. 1222. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A (7) of the Zoning Ordinance No. 192, approved May 10, 1958, for erection of a new one-story service and storage garage for County Vehicles at the northeast corner of McKean Street and South Second Street, 17th Ward, City of Pittsburgh, Pa., for the County of Allegheny."

Which was read.

Also

Bill No. 1258. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of office equipment for the Director's Office, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 1259. An Ordinance entitled, "An Ordinance repealing Ordinance No. 54, entitled, 'An Ordinance authorizing and directing the Grading, Paving and Curbing of Uptegraf Street, from Philander Street to Onondago Street, and other work incidental thereto,' approved February 11, 1957."

Which was read.

Also

Bill No. 1261. An Ordinance entitled, "An Ordinance authorizing and directing the Grading, Paving and Curbing of Oakdene Street, from Stranahan Street to Mingo Street, including the laying and relaying of water lines, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected

from property specially benefited thereby."

Which was read.

Also

Bill No. 1262. An Ordinance entitled, "An Ordinance accepting the dedication of Calistoga Place at a general width of 40.0 feet, as laid out in 'Partial Revision of Wilkinsburg Manor Plan of Lots, Addition No. 4,' and opening and naming the same from the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg to the northerly line of the Plan."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Jones presented

No. 1284. Report of the Committee on Public Service and Surveys for August 12, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1227. An Ordinance entitled, "An Ordinance granting unto Sachs & Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense a railroad siding on the southerly side of Railroad

Street, between 29th and 30th Streets, in the 6th Ward, Pittsburgh, Pa."

Which was read.

Also

Bill No. 1228. An Ordinance entitled, "An Ordinance granting unto the Slovak Catholic Sokol, Branch No. 16, its successors or assigns, the right and privilege to install, maintain and use at its own cost and expense two air conditioner units through the south wall over South 25th Street at 2429 East Carson Street, Sixteenth Ward, Pittsburgh, Pa."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 981. An Ordinance entitled, "An Ordinance vacating Council Way, between Thomas Street and a line 4.95 feet north of the line dividing Lots Nos. 87 and 88 in the 'Crystal Place Plan of Lots,' and providing for the closing of said Way, and condemning all private rights in the vacated area."

Which was read.

Mr. Jones moved

That Bill No. 981 be recommitted to the Committee on Public Service and Surveys and that the interested parties be permitted to appear at the

next Committee meeting so that they may be heard.

Which motion prevailed.

Mr. Counahan presented

No. 1285. Report of the Committee on Filtration and Water for August 12, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1183. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reinforced concrete encasement of the 60" riveted steel water main and appurtenant work at a location or locations designated by the Director of the Department of Water, and providing for the payment of cost thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 1286. Report of the Committee on Parks, Recreation and Libraries for August 12, 1958, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1192. Resolution accepting the Deed of Robert G. Jackson and Eleanor C. Jackson, his wife, dated July 10, 1958, conveying to the City of Pittsburgh for playground purposes, property on Onondago Street; directing the City Solicitor to record said Deed in the Office of the Recorder of Deeds of Allegheny County, and expressing gratitude of the Council of the City of Pittsburgh, on behalf of the government and the people of the City of Pittsburgh, to Mr. and Mrs. Robert G. Jackson for this, their contribution to the public welfare.

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Olbum presented

No. 1287. Report of the Committee on Public Safety for August 12, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1242. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Plastic Numerals and Letters for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1243. An Ordinance entitled, "An Ordinance providing

for the letting of a contract for the furnishing and delivery of a Milling Machine for the Bureau of Electricity, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1244. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Police-Crash Helmets for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1246. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olbum	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Jones (for Mr. Fagan) presented

No. 1288. Report of the Committee on Lands, Buildings and Housing

for August 12, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1197. Resolution authorizing sale to Robert Arensberg and Catherine F. Arensberg, his wife, lot on Fernhill Street, 19th Ward, for the sum of \$175.00.

Which was read.

Also

Bill No. 1198. Resolution authorizing sale to Joseph H. Bliss, lots on Wayside Street, 32nd Ward, for the sum of \$1,500.00.

Which was read.

Also

Bill No. 1199. Resolution authorizing sale to James B. Bolden and Ardelta Bolden, his wife, lots on Singer Place, 13th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 1200. Resolution authorizing sale to Frederick A. Brown and Nelma Ruth Brown, his wife, lots on Lucina Avenue, 32nd Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 1201. Resolution authorizing sale to Val P. Campbell and Mathilda F. Campbell, his wife, lots on Valora Street, 28th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1202. Resolution authorizing sale to John Cioffi and Harriet Cioffi, his wife, lot on Rutherford Street, 19th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1203. Resolution authorizing sale to Howard J. Dulavitch and Rose M. Dulavitch, his wife, lot on Barbadoes Street, 19th Ward, for the sum of \$700.00.

Which was read.

Also

Bill No. 1204. Resolution authorizing sale to John S. Ferretti and Sophie

Ferretti, his wife, lots on Berry Street, 28th Ward, for the sum of \$1,650.00.

Which was read.

Also

Bill No. 1205. Resolution authorizing sale to Dennis J. Hagan and Frances R. Hagan, his wife, lot on Edith Street, 19th Ward, for the sum of \$400.

Which was read.

Also

Bill No. 1206. Resolution authorizing sale to Dan E. Hindmarch and Miriam P. Hindmarch, his wife, lot on Coast Avenue, 19th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1207. Resolution authorizing sale to Walter Kremin and Olga Kremin, his wife, lots on Haas Avenue, 20th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 1208. Resolution authorizing sale to Leo Krupski and Matilda Krupski, his wife, lots on Dunlap Street, 26th Ward, having erected thereon a 2½ story frame house, for the sum of \$2,500.00.

Which was read.

Also

Bill No. 1209. Resolution authorizing sale to Joseph A. Laboon and Cecelia F. Laboon, his wife, lot on Texdale Street, 19th Ward, for the sum of \$400.

Which was read.

Also

Bill No. 1210. Resolution authorizing sale to Daniel J. Mulvihill and Ella M. Mulvihill, his wife, lot on Warriors Road, 28th Ward, for the sum of \$250.00.

Which was read.

Also

Bill No. 1211. Resolution authorizing sale to Allen B. McDonald and Catherine S. McDonald, his wife, lot on Harris Avenue, 28th Ward, for the sum of \$425.00.

Which was read.

Also

Bill No. 1212. Resolution authorizing sale to William L. Reid and Ruby

Reid, his wife, lot on Ellopia Street, 20th Ward, for the sum of \$550.00.

Which was read.

Also

Bill No. 1213. Resolution authorizing sale to John Revak and Julia S. Revak, his wife, part of lot on Bernard Street, 32nd Ward, for the sum of \$300.

Which was read.

Also

Bill No. 1214. Resolution authorizing sale to Fred A. Simmen and Mildred G. Simmen, his wife, lot on Brett Street, 28th Ward, for the sum of \$375.00.

Which was read.

Also

Bill No. 1215. Resolution authorizing sale to Francis J. Smith and Dora A. Smith, his wife, lots on Fingal Street, 19th Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 1216. Resolution authorizing sale to Richard A. Smith and Nancy H. Smith, his wife, lots on Nakomis Street, 20th Ward, having erected thereon a two-story frame house, for the sum of \$3,500.00.

Which was read.

Also

Bill No. 1217. Resolution authorizing sale to Charles S. Stewart and Loretta M. Stewart, his wife, lot on Hyde Street, 28th Ward, for the sum of \$375.00.

Which was read.

Also

Bill No. 1218. Resolution authorizing sale to Bernard J. Timm and Virginia A. Timm, his wife, lot on Donora Street, 26th Ward, for the sum of \$200.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:



Ayes:—

Mr. Counahan

Mr. Jones

Mr. McCarthy

Mr. Olbum

Mr. Rodgers

Mr. Weir (Pres't

Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1219. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings, on behalf of the City of Pittsburgh, to join with the School District of Pittsburgh on the one part, and the Catholic Institute of Pittsburgh on the other part, in separate agreements for the sale of 10 2/3 acres of land more or less, located in the 19th Ward, east of Pioneer Avenue, and between Chrysler Street and the Moore Playground, for an agreed sum of \$1,000.00 per acre, and upon receipt of the sum set forth in the agreement to execute and deliver a special warranty Deed for the interest of the City of Pittsburgh in the said property; that the Catholic Institute of Pittsburgh will assume the responsibility of attempting to have exonerated any existing tax liens that may be on record against the said property; nullifying the terms of the contract if a good and marketable title cannot be conveyed, and terminating agreement of sale.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second time.

Mr. Olbum:

Mr. President, regarding Bill No. 1219 which is the last bill on the agenda today. My inquiry is whether or not there is a proceeding pending now in Common Pleas Court. My only knowledge of it is from the newspaper report regarding the proposed sale of this piece of property by the City and the School District to the Catholic Institute of Pittsburgh.

Mr. Weir:

It wasn't clear to me either.

Mr. Olbum:

Here is Mr. Unger, I believe, who was in court. I don't know whether we should act on this until we get the facts. I would ask that permission be granted for him to speak.

The Chair:

If there are no objections, permission is granted.

Mr. Unger:

I am Mr. Morris Unger, 2751 Murray Avenue. I understood there were fifty acres of ground and the Catholic Institute was to get forty acres of it. I was to buy ten acres of this ground. They sent me out to look at it. I went out and looked it over and made a bid of \$15,000.00, but I want to withdraw my bid and clear this thing up and wipe it out.

Mr. Weir:

Are you the gentleman who came to court and offered a higher bid?

Mr. Unger:

Yes, but I didn't know the Catholic Institute was bidding.

Mr. Weir:

Although we are not directly involved, I am glad you came here and expressed yourself. Do you have an attorney on the matter?

Mr. Unger: No.

Mr. Weir:

Have you taken steps to withdraw your bid in court?

Mr. Unger:

Yes, I did. I went over to see Judge O'Brien. He said if I don't appear, that's the end of it.

Mr. Weir:

Did he tell you to come here?

Mr. Unger:

No. It was my idea.

Mr. Weir:

It is a good thing you came. Obviously some of the Councilmen were concerned about this matter.

Mr. Unger:

I just had to clear this up.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Jones	Mr. Weir (Pres't
Mr. McCarthy	Pro tem.)
Mr. Olburn	

Ayes 6. Noes none.

And a majority of the votes of Council bein in the affirmative, the resolution passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. McCarthy moved

That the following members be excused for absence from Council meeting:

Mrs. D'Ascenzo on August 19, 1958.

Mr. Fagan on August 19, 1958.

Mr. Gallagher on August 19, 1958.

Which motion prevailed.

Mr. Counahan moved

That Bill No. 1066, Communication from the Department of Water submitting copy of compilation of analyses of samples of South Pittsburgh Water Company's water taken at 408 Warrington Avenue and at the Monongahela River raw water source during the period May 20 to June 4, 1958, be incorporated in full in the Minutes of Council.

Which motion prevailed.

No. 1066.

June 30, 1958

Councilman John F. Counahan  
Chairman, Committee on Filtration  
& Water  
City Council  
City of Pittsburgh

Dear Sir:

Attached is copy of compilation of analyses of samples of South Pittsburgh water taken at 408 Warrington Avenue and at the Monongahela River raw water source by the staff of our Pittsburgh Filtration Plant during the period May 20 to June 4, 1958, inclusive.

The Warrington Avenue samples do not show any change in the treatment as explained in my letter of May 21, and show no odor or phenol results.

The river sample does show an oily odor determination on several dates, as

indicated, and on May 26 a 0.10 ppm determination for phenol was noted; however, none was recorded after that.

As reported previously, the treated water samples show nothing of an unusual character, and the hardness, pH, alkalinity, CO2 readings reflect normal treatment.

Yours very truly,

John A. Murphy, Director

Mr. Counahan moved

That Bill No. 1184, Communication from the Department of Water submitting supplemental report of compilation of analyses of samples of South Pittsburgh Water Company's water taken at 408 Warrington Avenue and at the Monongahela River raw water source during the period June 10 to June 30, 1958, be incorporated in full in the Minutes of Council.

Which motion prevailed.

No. 1184.

August 6, 1958

Councilman John F. Counahan  
Chairman, Committee on Filtration  
& Water  
City Council  
City of Pittsburgh

Dear Sir:

Supplementing my previous reports of May 21st and June 30th, 1958, I am attaching copy of compilation of analyses of samples of South Pittsburgh Water taken at 408 Warrington Avenue and at the Monongahela River raw water source by the staff of our Pittsburgh Filtration Plant during the period June 10th to June 30th, 1958, inclusive.

No change in treatment is shown from previous samples.

You will note that samples of June 24th and June 30th show a phenol determination of small magnitude.

The river samples of June 16th, 24th and 30th, indicate a slight oily odor. This condition has been reported to the South Pittsburgh Water Company.

Yours very truly,

John A. Murphy, Director

And upon motion of Mr. Jones,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Tuesday, September 2, 1958.

No. 28

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President  
GEORGE BOXHEIMER.....City Clerk  
HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Tuesday, September 2, 1958.

Council met.

Present:—Messrs.

Counahan	Rodgers
Fagan	Weir
Jones,	Gallagher
McCarthy	(Pres't)
Oibum	

Absent:—

Mrs. D'Ascenzo.

The Chair:

Members of Council, we are honored this afternoon by the presence of Very Reverend Monsignor Daniel P. Maczkov, Chancellor of the Byzantine Catholic Diocese of Pittsburgh, who will deliver the invocation.

Very Reverend Monsignor Daniel P. Maczkov, Chancellor of the Byzantine Catholic Diocese of Pittsburgh, offered the following prayer:

O God, Sovereign Master and Ruler of the Universe, who through Thy Divine Son has instructed us to render to Caesar the things that are Caesar's and to God the things that are God's, assist

us to see clearly the true relationship of our duties towards You and towards the State. Teach us to be just in our judgments, unbiased in our opinions and charitable towards all people. Keep our lives above reproach, so that by the good example of our lives and leadership, we may fulfill the sacred trust placed in us.

We pray for the members of this Council and for all our civic leaders, that they may be reverent in the use of freedom, just in the exercise of their power, generous in the protection of the weak and the needy and, as servants for the general populace of the City of Pittsburgh, prudent in their decisions for the common good of all.

Do Thou, O Almighty God, reward them for their efforts and accomplishments performed in Thy Name and give the members of this Council renewed strength to exercise their office faithfully, Who livest and reignest forever. Amen.

The Chair:

Thank you Monsignor Maczkov for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1289. An Ordinance transferring the sum of \$30,000.00 from Code Account No. 1770, Electric Current, to Code Account No. 1768, Fuel, Coal and Oil, both within the Mechanical Division of the Department of Water.

Also

No. 1290. An Ordinance transferring the sum of Three Hundred and Fifty (\$350.00) Dollars from Code Account No. 1712, Miscellaneous Services, Design and Construction Division, to

Code Account No. 1701, Miscellaneous Services, Administration Division, both within the Department of Water.

Also

No. 1291. An Ordinance providing for the payment of the cost of the City's share of the work involved in the improvement of a certain section of a Limited Access State Highway in the City of Pittsburgh, Allegheny County, known as Legislative Route 246, Section 15, by constructing the superstructure for the main river span and two flanking spans of the upper and lower levels, respectively, of the Fort Duquesne Bridge.

Also

No. 1292. An Ordinance authorizing and directing the Mayor and the Director of the Department of Water to enter into an agreement with the Commonwealth of Pennsylvania for the payment to the Commonwealth of the City's share of the cost of furnishing structural steel hangers for the support of the 30-inch City Water line to be placed under the Fort Duquesne Bridge.

Also

No. 1293. Resolution directing the City Solicitor to take immediately the necessary legal steps to prevent the proposed increase in rates of the South Pittsburgh Water Company from going into effect, providing for a general increase of water rates of 15 per cent to become effective November 1, 1958, and to be applicable both to service inside and outside the City of Pittsburgh, and authorizing the Department of Law to procure the assistance of expert witnesses and to oppose the increase in rates before the Public Utility Commission and the courts.

Also

No. 1294. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Company in the amount of \$240.00, being the amount presently assessed against the Housing Authority of the City of Pittsburgh for fire service charges at the former Charters Veterans Housing site, being the fire service charge assessed pursuant to the contract between the City of Pittsburgh and the South Pittsburgh Water Company, and charging same to Code Account No. -----.

Also

No. 1295. Communication from Department of Water submitting report of John D. Beck, Division Superintendent, Filtration Division, Department of Water, of his trip to the 31st annual conference of the Pennsylvania Water Works Operators Association at Pennsylvania State University, August 11-13, 1958.

Also

No. 1296. Communication from Department of Water submitting report of overtime services performed by employees in the department during the month of July, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1297. Communication from Laura G. Lambert, 116 Hawkins Avenue, complaining that her property is being damaged due to water seeping into her house from property owned by the City of Pittsburgh.

Which was read and referred to the Committee on Public Works.

Also

No. 1298. An Ordinance providing for the letting of a contract for the furnishing and delivery of valve boxes and extensions for the Division of Distribution, Department of Water, and for the payment thereof.

Also

No. 1299. An Ordinance providing for the letting of a contract for the furnishing and delivery of a Guillotine Saw and Accessories for the Division of Distribution, Department of Water, and for the payment thereof.

Which were read and referred to the Committee on Filtration and Water.

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 1300. An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into an Agreement with the Allegheny County Sanitary Authority for the lease to the City, for use for recreation purposes, of certain property in the Twenty-seventh Ward owned by the Authority.

Also

No. 1301. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of a Dump Truck and Jeep for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Which were read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1302. An Ordinance accepting the sum of Sixty Thousand (\$60,000.00) Dollars in full payment of rental due for the occupancy of certain space on the fifth floor of the City-County Building by the Allegheny County Sanitary Authority for the period of April 1, 1946 to June 20, 1952.

Also

No. 1303. An Ordinance authorizing the issuance of a warrant in favor of the Ace Demolition, Inc., of Pittsburgh, Pa., for \$3,365.00 for work performed at 820 Second Avenue, 1st Ward, Pittsburgh, Pa., for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law.

Which were read and referred to the Committee on Finance.

Also

No. 1304. Resolution authorizing sale to Norbert B. Counahan and Elizabeth B. Counahan, his wife, lots on Corona Street, 27th Ward, for the sum of \$400.00.

Also

No. 1305. Resolution authorizing sale to Nicholas L. DiNunzio, lot on Lawndale Street, 13th Ward, for the sum of \$250.00.

Also

No. 1306. Resolution authorizing sale to Nicholas L. DiNunzio, lots on Lawndale Street, 13th Ward, for the sum of \$500.00.

Also

No. 1307. Resolution authorizing sale to Thomas Folino, lots on Ruth-erford Avenue, 19th Ward, for the sum of \$1,200.00.

Also

No. 1308. Resolution authorizing sale to Mary E. Hessler, lots on Hor-

ton Street, 5th Ward, for the sum of \$900.00.

Also

No. 1309. Resolution authorizing sale to John L. Kinsey and Elena G. Kinsey, his wife, lots on Lawndale Street, 13th Ward, for the sum of \$750.00.

Also

No. 1310. Resolution authorizing sale to Jennie Marie Paulo, lot on Montclair Street, 15th Ward, for the sum of \$400.00.

Also

No. 1311. Resolution authorizing sale to George H. Rock, Sr. and Emily V. Rock, his wife, parts of lots on Park-wood Road, 16th Ward, for the sum of \$350.00.

Also

No. 1312. Resolution authorizing sale to Edward F. Shaginaw and Gertrude D. Shaginaw, his wife, lots on Leland Avenue, 26th Ward, for the sum of \$1,200.00.

Also

No. 1313. Resolution authorizing sale to George R. Sondecker, Jr. and Idell E. Sondecker, his wife, lots on Forward Avenue, 14th Ward, for the sum of \$1,000.00.

Also

No. 1314. Resolution authorizing sale to George R. Sondecker, Jr. and Idell E. Sondecker, his wife, lot on Forward Avenue, 14th Ward, for the sum of \$300.00.

Also

No. 1315. Resolution authorizing and directing the Mayor to execute and deliver a Quit-Claim Deed to Allegheny County Sanitary Authority for lot on Bison Street, 27th Ward, which was acquired at City Treasurer's Sale No. 597 of 1956, because said property was taken in error by the City of Pittsburgh.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1316. An Ordinance granting unto F. J. Kress Box Company, No. 1 Twenty-Eighth Street, its successors or assigns, the right and privilege to con-

struct, maintain and use at its own cost and expense, a railroad siding on the northerly side of Railroad Street and across 29th Street, Sixth Ward, Pittsburgh, Pennsylvania.

Also

No. 1317. An Ordinance granting unto Allis-Chalmers Manufacturing Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a 12" T. C. sanitary sewer along Juniata and Oxlane Streets into existing 15" sanitary sewer in N. Franklin Street, 21st Ward, Pittsburgh, Pennsylvania.

Also

No. 1318. An Ordinance vacating a portion of DeSoto Street along the westerly line thereof, between points 33.16 feet and 142.96 feet north of Fifth Avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 1319. Communication from E. Earl Newkirk, Assistant Executive Director, Urban Redevelopment Authority of Pittsburgh, stating that formal federal approval and funds have been received to permit final detailed planning for renewal of the East Liberty area.

Which was read, received and filed.

Mr. McCarthy presented

No. 1320. An Ordinance providing for the letting of a contract for the furnishing and delivery of Coal Shovels for the Warehouse, Department of Supplies, and for the payment thereof.

Also

No. 1321. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of an automatic check signer and feeder for the Department of City Treasurer, and for the payment thereof.

Also

No. 1322. Resolution authorizing and directing the City Solicitor to satisfy the lien at M. L. D. No. 2, April Term 1956 against Ray V. Morgan with notice to Edwin J. Morgan upon payment by the owners of \$106.87 on or before November 1, 1958; \$106.86 on or before December 1, 1958, and the final

payment of \$106.86 on or before January 1, 1959, without interest, as a doubt exists as to the correctness of the amount of said lien due to a depreciation in value of property on Lynnbrook Avenue in the 19th Ward, and charging the costs to the City of Pittsburgh.

Also

No. 1323. Resolution authorizing the issuing of a warrant in favor of Elizabeth J. Brown, 3726 McClure Avenue, Pittsburgh 12, Pa., in the sum of \$104.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Also

No. 1324. Communication from the City Treasurer advising of increase in cost for 1959 for tax collection for the School District of Pittsburgh.

Also

No. 1325. Communication from the City Controller submitting statement of Net Debt and Debt Incurring Margin of the City of Pittsburgh at July 31, 1958.

Also

No. 1326. Communication from the City Controller submitting audit report of the Firemen's Relief and Pension Fund of the City of Pittsburgh for the period from June 1, 1957, to May 31, 1958.

Also

No. 1327. Communication from the City Controller submitting audit report of the Fines and Forfeitures of the Police Magistrates Courts, Department of the Mayor, for the period from April 1, 1957, to March 31, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1328. Communication from Joseph A. Borkowski, Chairman, Americanism Committee, Veterans of Foreign Wars, Post 897, requesting permission for the reconstruction of the Arsenal Guard Gates in Arsenal Park.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Olbum presented

No. 1329. An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1480, Cable Installation, to Code Account No. 1475, Materials, Bureau of Electricity, Department of Public Safety.

Also

No. 1330. An Ordinance authorizing the issuance of a warrant in favor of H. Kalson, Co., Inc., 3128 Liberty Avenue, Pittsburgh 1, Pa., in the amount of \$1,875.00 for the razing and removal of the row of three story frame dwellings located at 200-202-204-206-208 Indiana Way, 12th Ward, without previous authority of law.

Also

No. 1331. Communication from Department of Public Safety requesting permission to send the Pittsburgh Police Pistol Team to participate in the Indiana State Police Matches to be held at Putnamville, Indiana, on September 16-17-18, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1332. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of gymnasium equipment for the Bureau of Police, Department of Public Safety, and for the payment thereof.

Also

No. 1333. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of miscellaneous fire equipment for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 1334. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of office furniture and fixtures for the Department of Public Safety, Bureau of Police and Bureau of Fire, and for the payment thereof.

Also

No. 1335. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of clocks, fans and lamps for the Department of Public Safety, Bureau of Police

and Bureau of Fire, and for the payment thereof.

Also

No. 1336. An Ordinance providing for the letting of a contract for the furnishing and delivery of a breathalyzer and test kit for the Bureau of Police, Department of Public Safety, and for the payment thereof.

Also

No. 1337. An Ordinance providing for the letting of a contract for the furnishing and delivery of one 16mm Sound Projector complete, for the Bureau of Police, Department of Public Safety, and for the payment thereof.

Also

No. 1338. An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Also

No. 1339. Petition for the installation of Stop Signs on Greenfield Avenue at the intersection of the Sylvan Avenue Bridge, 15th Ward.

Which were severally read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 1340. An Ordinance authorizing the placing of fire insurance coverage for a period of one (1) year on automotive vehicles garaged at the Bureau of Refuse Garage, located at 29th Street and Allegheny Valley Railroad, and providing for the payment of the cost thereof.

Also

No. 1341. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of July, 1958.

Which were read and referred to the Committee on Finance.

Also

No. 1342. An Ordinance accepting the dedication of certain property for public use for highway purposes for widening Fifth Avenue, from Lothrop

Street to North Bouquet Street, and widening DeSoto Street, from Fifth Avenue to the northerly line of property of Children's Hospital of Pittsburgh.

Also

No. 1343. An Ordinance authorizing and directing the construction of a public sewer on the Private Properties of Teresa Obbagy, Stephan Obbagy etux; George Auberzinski etux and Edington Street from a point on the private property of Teresa Obbagy to the existing sewer on Edington Street about 250 feet south of Kinglake Street, 14th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1344. Communication from Shadyside Boys' Club requesting the paving of Brownell Street, from South Graham Street to the Club property.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 1345. Communication from Carpenters' District Council, Carl T. Westland, Secretary-Treasurer, relative to wage structure for members of the Carpenters' District Council, etc.

Which was read and referred to the Committee on Finance.

Also

No. 1346. Communication from Frank Vadurro renewing request for the

construction of a sewer on Mid Way, 29th Ward, from present terminus to the end of the way.

Which was read and referred to the Committee on Public Works.

## MOTIONS AND RESOLUTIONS

Mr. Fagan moved

That the Minutes of Council of Monday, August 11, 1958, and Tuesday, August 19, 1958, be approved.

Which motion prevailed.

Mr. Fagan:

What is the latest on the Sergeant of Arms? I read in the papers that he is retiring.

Mr. Boxheimer:

He retired as of yesterday, the first of September.

Mr. Fagan:

We should have a luncheon in his honor.

Mr. Jones:

I move the Chair appoint a committee to work out a suitable farewell token of appreciation for Mr. Mose Jacobs.

Which motion prevailed.

The Chair:

The Chair appoints Mr. Jones, Mr. Fagan and Mr. Olbum as members of the committee.

And upon motion of Mr. Jones,

Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, September 8, 1958.

No. 29

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, September 8, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Absent:—Mrs. D'Ascenzo.

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend Ramsey Bridges, Minister of the Warren Methodist Church, 2604-6 Centre Avenue, Pittsburgh 19, Pa., who will deliver the invocation.

Reverend Ramsey Bridges, Minister of the Warren Methodist Church, offered the following prayer:

We thank Thee, O God for the many thousands of people who have chosen to make the City of Pittsburgh their home. Father, our needs are many and varied. Wisely have we selected these servants of the people and charged them with the responsibility of meeting our needs. We bring these our friends before Thy

throne this day. Do Thou bless them both as individuals and as a group. We solicit for them a deep consciousness of the efficacy of prayer.

May they ever take prayer seriously. Show them that prayer is a man's greatest asset, even when he is striving simply to supply his own needs. Prayer gives strength for emergencies, pressures, tensions. Prayer turns difficulties into opportunities. Prayer builds up within a man that inner resilience which enables him to change, adjust and adapt to the shifting scenes of life—giving him power to distinguish between the primary and the secondary. Father, may they always take prayer seriously.

In their struggle against secularism, may they remain humble—depending solely upon Thee. Do not permit worldliness to so possess them that they become cocky, overbearing, unbearable. May they, through the power of humility, keep their strength under control. O Lord, keep these Thy servants humble. In the Spirit of Christ Jesus, our Elder Brother, we pray. Amen.

The Chair:

Thank you Reverend Bridges for your very inspiring prayer.

Mr. Fagan moved

That Council recess until Tuesday, September 9, 1958, at 10:00 o'clock, A. M., Eastern Standard Time.

Which motion prevailed.

And Council recessed.

— — — — —  
Pittsburgh, Pa.,

Tuesday, September 9, 1958.

And the hour of 10:00 o'clock, A. M. (E. S. T.) having arrived, and the time

of the recess having expired, there were present:

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Absent:—Mrs. D'Ascenzo.

#### PRESENTATIONS

Mr. Counahan (for Mrs. D'Ascenzo) presented

No. 1347. An Ordinance providing for a contract or contracts for the furnishing and installation of Topsoil, the Required Planting, and an Identification Marker for the Medial Strip on Riverview Avenue at the entrance to Riverview Park, in the Department of Parks and Recreation and for the payment of the cost thereof.

Also

No. 1348. An Ordinance transferring the sum of \$7,500.00 from Code Accounts 1816, 1818, 1822, 1824, 1826, and 1830 to Code Account 1801, Department of Parks and Recreation.

Also

No. 1349. An Ordinance providing for a contract or contracts for the construction of Concrete Paving and Structures at various locations in the Department of Parks and Recreation, and for the payment of the cost thereof.

Also

No. 1350. Communication from the Department of Parks and Recreation requesting permission for three members of the department to attend the 60th Annual Conference of the American Institute of Park Executives in New Orleans, Louisiana, October 12 to 16, 1958, inclusive.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1351. An Ordinance authorizing a contract or contracts for the furnishing and installing of an automatic firing range for the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety, and for the payment of the cost thereof.

Also

No. 1352. An Ordinance authorizing a contract or contracts for the furnishing and installing of Venetian Blinds for the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety, and for the payment of the cost thereof.

Which were read and referred to the Committee on Finance.

Also

No. 1353. Resolution authorizing sale to Nathan Campbell and Mazie Campbell, his wife, lot on Upland Street, 13th Ward, for the sum of \$400.00.

Also

No. 1354. Resolution authorizing sale to David H. Gross and Joan Y. Gross, his wife, lot on North Aiken Avenue, 11th Ward, for the sum of \$1,200.00.

Also

No. 1355. Resolution authorizing sale to Leo J. Hendrick and Frances A. Hendrick, his wife, lot on Clarkton Street, 28th Ward, for the sum of \$350.

Also

No. 1356. Resolution authorizing sale to Lucy Henry, lot on Shelton Street, 26th Ward, for the sum of \$300.

Also

No. 1357. Resolution authorizing sale to William Robison and Hilda Robison, his wife, lots on Rolfe Street, 13th Ward, for the sum of \$2,100.00.

Also

No. 1358. Resolution authorizing sale to William Russell and Pearl Russell, his wife, lot on Somers Street, 5th Ward, for the sum of \$400.00.

Also

No. 1359. Resolution authorizing sale to Robert J. Vitale and Eleanor E. Vitale, his wife, lot on Brett Street, 28th Ward, for the sum of \$300.00.

Also

No. 1360. Resolution authorizing sale to Lawrence B. Woshner, lots on Fairland Street, 32nd Ward, for the sum of \$1,375.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

**Mr. McCarthy presented**

No. 1361. Resolution authorizing the issuing of a warrant in favor of Walter Farrell, 165 Kendall Avenue, Pittsburgh 2, Pa., in the sum of \$150.00 in full settlement of claim against the City of Pittsburgh for car damaged June 3, 1958, at 29th Street and Spruce Way by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

**Also**

No. 1362. Communication from the Department of Public Safety, advising of an emergency contract for the demolition of frame structure at 3447-3449 Ridgeway Street.

**Also**

No. 1363. Communication from the Office of Civil Defense requesting permission for the Director, John B. Sullivan, Jr., to attend the annual conference of the United States Civil Defense Council in New York, New York, September 9 through September 12, 1958.

**Also**

No. 1364. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City depositories to secure same as of August 31, 1958.

Which were severally read and referred to the Committee on Finance.

**Mr. Olbum presented**

No. 1365. Communication from the Department of Public Safety requesting permission for the Pittsburgh Police Pistol Team to participate in the Washington Park Police Matches in Washington, D. C., September 25 through 29, 1958.

Which was read and referred to the Committee on Finance.

**Also**

No. 1366. Communication from residents and property owners in the 5600 and 5700 blocks of Bartlett Street, 14th Ward, requesting that two-way traffic be restored in this portion of Bartlett Street.

Which was read and referred to the Committee on Public Safety.

**Mr. Rodgers presented**

No. 1367. An Ordinance transferring the sum of \$75,000.00 to Code Account No. 1655-5—Materials, Asphalt Plant, Bureau of Bridges, Highways and Sewers, Department of Public Works, from Code Account No. 42, Contingent Fund.

**Also**

No. 1368. Communication from the Department of Public Works advising of extra work on the contract for the grading, paving and curbing of Chartiers Avenue.

**Also**

No. 1369. Communication from the Department of Public Works advising of extra work on the contract for the rehabilitation of the Bloomfield Bridge.

Which were severally read and referred to the Committee on Finance.

**The Chair presented**

No. 1370. Communication from H. T. Eckhardt, President, The Pittsburgh Strings, Inc., requesting financial assistance in establishing this group on a permanent basis.

**Also**

No. 1371. Communication from Mr. and Mrs. Edward N. Fink, 5706 Halchess Street, requesting exoneration of assessment for sewer on either Halchess Street or Cosmos Way, 31st Ward, in the amount of \$357.50.

**Also**

No. 1372. Communication from the Fraternal Order of Police, Fort Pitt Lodge No. 1, Pittsburgh Firefighters Local No. 2, and Pittsburgh Municipal Employees Local 192B, requesting a meeting with Council regarding working conditions.

Which were severally read and referred to the Committee on Finance.

**Also**

No. 1373. Communication from Wilbert Dieterle, 2445 Fairhope Street, requesting permission for Joseph Prave-nich to open and make passable portion of Fairhope Street, from Clifton Street to the line of the cemetery.

Which was read and referred to the Committee on Public Works.

## REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1374. Report of the Committee on Finance for September 3, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1289. An Ordinance entitled, "An Ordinance transferring the sum of \$30,000.00 from Code Account No. 1770, Electric Current, to Code Account No. 1768, Fuel, Coal and Oil, both within the Mechanical Division of the Department of Water."

Which was read.

Also

Bill No. 1290. An Ordinance entitled, "An Ordinance transferring the sum of Three Hundred and Fifty Thousand (\$350,000.00) Dollars from Code Account No. 1712, Miscellaneous Services, Design and Construction Division, to Code Account No. 1701, Miscellaneous Services, Administration Division, both within the Department of Water."

Which was read.

Also

Bill No. 1291. An Ordinance entitled, "An Ordinance providing for the payment of the cost of the City's share of the work involved in the improvement of a certain section of a Limited Access State Highway in the City of Pittsburgh, Allegheny County, known as Legislative Route 246, Section 15, by constructing the superstructure for the main river span and two flanking spans of the upper and lower levels, respectively, of the Fort Duquesne Bridge."

Which was read.

Also

Bill No. 1292. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Water to enter into an agreement with the Commonwealth of Pennsylvania for the payment to the Commonwealth of the City's share of the cost of furnishing structural steel hangers for the support of the 30-inch City water line to be placed under the Fort Duquesne Bridge."

Which was read.

Also

Bill No. 1300. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into an Agreement with the Allegheny County Sanitary Authority for the lease to the City, for use for recreation purposes, of certain property in the Twenty-seventh Ward owned by the Authority."

Which was read.

Also

Bill No. 1301. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of a dump truck and jeep for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also

Bill No. 1302. An Ordinance entitled, "An Ordinance accepting the sum of Sixty Thousand (\$60,000.00) Dollars in full payment of rental due for the occupancy of certain space on the fifth floor of the City-County Building by the Allegheny County Sanitary Authority for the period of April 1, 1946, to June 20, 1952."

Which was read.

Also

Bill No. 1320. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of coal shovels for the warehouse, Department of Supplies, and for the payment thereof."

Which was read.

Also

Bill No. 1321. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of an automatic check signer and feeder for the Department of City Treasurer, and for the payment thereof."

Which was read.

Also

Bill No. 1329. An Ordinance entitled, "An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1480, Cable Installation, to Code Account

No. 1475, Materials, Bureau of Electricity, D. P. S."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1303. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Ace Demolition, Inc., of Pittsburgh, Pa., for \$3,365.00 for work performed at 820 Second Avenue, 1st Ward, Pittsburgh, Pa., for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Also

Bill No. 1330. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of H. Kalson Co., Inc., 3128 Liberty Avenue, Pittsburgh 1, Pa., in the amount of \$1,875.00 for the razing and removal of the row of three-story frame dwellings located at 200-202-204-206-208 Indiana Way, 12th Ward, without previous authority of law."

Which was read.

Also

Bill No. 1340. An Ordinance en-

titled, "An Ordinance authorizing the placing of fire insurance coverage for a period of one (1) year on automotive vehicles garaged at the Bureau of Refuse Garage, located at 29th Street and Allegheny Valley Railroad, and providing for the payment of the cost thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1293. Resolution directing the City Solicitor to take immediately the necessary legal steps to prevent the proposed increase in rates of the South Pittsburgh Water Company from going into effect, providing for a general increase in water rates of 15 per cent. to become effective November 1, 1958, and to be applicable both to service inside and outside the City of Pittsburgh, and authorizing the Department of Law to procure the assistance of expert witnesses and to oppose the increase in rates before the Public Utility Commission and the courts.

Which was read.

Also

Bill No. 1322. Resolution authorizing and directing the City Solicitor to satisfy the lien at M.L.D. No. 2, April Term 1956 against Ray V. Morgan with

notice to Edwin J. Morgan upon payment by the owners of \$106.87 on or before November 1, 1958; \$106.86 on or before December 1, 1958, and the final payment of \$106.86 on or before January 1, 1959, without interest, as a doubt exists as to the correctness of the amount of said lien due to a depreciation in value of property on Lynnbrook Avenue in the 19th Ward, and charging the costs to the City of Pittsburgh.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1323. Resolution authorizing the issuing of a warrant in favor of Elizabeth J. Brown, 3726 McClure Avenue, Pittsburgh 12, Pa., in the sum of \$104.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Jones
Mr. Fagan	Mr. McCarthy

Mr. Olbum	Mr. Gallagher
Mr. Rodgers	(Pres't)
Mr. Weir	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 1375. Report of the Committee on Public Works for September 3, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1042. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Mt. Royal Road, from Forward Avenue to the westerly line of Lots Nos. 11 and 12 in the Mt. Royal Terrace Plan of Lots, including the laying and relaying of water lines, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1099. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-N20-0, by changing from an 'R1' District to an 'R4' District, all that certain property bounded by Ivory Avenue; the easterly and southerly lines of property, now or late, of Jacob Spandau; and the southerly and westerly lines of property, now or late, of Ray E. Wilt, et al."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Also

Bill No. 1342. An Ordinance entitled, "An Ordinance accepting the dedication of certain property for public use for highway purposes for widening Fifth

Avenue, from Lothrop Street to North Bouquet Street, and widening DeSoto Street, from Fifth Avenue to the northerly line of property of Children's Hospital of Pittsburgh."

Which was read.

Also

Bill No. 1343. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the private properties of Teresa Obbagy, Stephan Obbagy et ux; George Auberzinski, et ux, and Edington Street from a point on the private property of Teresa Obbagy to the existing sewer on Edington Street about 250 feet south of Kinglake Street, 14th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Jones presented

No. 1376. Report of the Committee on Public Service and Surveys for September 3, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1316. An Ordinance entitled, "An Ordinance granting unto F. J. Kress Box Company, No. 1 28th Street, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a railroad siding on the northerly side of Railroad Street and across 29th Street, Sixth Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1317. An Ordinance entitled, "An Ordinance granting unto Alis-Chalmers Manufacturing Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a 12" T. C. sanitary sewer along Juniata and Oxline Streets into existing 15" sanitary sewer in N. Franklin Street, 21st Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Counahan presented

No. 1377. Report of the Committee on Filtration and Water for September 3, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1298. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of valve boxes and extensions for the Division of Distribution, Department of Water, and for the payment thereof."

Which was read.

Also

Bill No. 1299. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of a guillotine saw and accessories for the Division of Distribution, Department of Water, and for the payment thereof."

Which was read.

Mr. Counahan moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 1378. Report of the Committee on Public Safety for September 3, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1332. An Ordinance entitled, "An Ordinance providing for the



letting of a contract or contracts for the furnishing and delivery of gymnasium equipment for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1333. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of miscellaneous fire equipment for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1334. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of office furniture and fixtures for the Department of Public Safety, Bureau of Police and Bureau of Fire, and for the payment thereof."

Which was read.

Also

Bill No. 1335. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of clocks, fans and lamps for the Department of Public Safety, Bureau of Police and Bureau of Fire, and for the payment thereof."

Which was read.

Also

Bill No. 1336. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of a breathalyzer and test kit for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1337. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one 16mm Sound Projector complete, for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1338. An Ordinance entitled, "An Ordinance supplementing

Section 2 of Ordinance No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 1379. Report of the Committee on Lands, Buildings and Housing for September 3, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1305. Resolution authorizing sale to Nicholas L. DiNunzio, lot on Lawndale Street, 13th Ward, for the sum of \$250.00.

Which was read.

Also

Bill No. 1306. Resolution authorizing sale to Nicholas L. DiNunzio, lots on Lawndale Street, 13th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1307. Resolution authorizing sale to Thomas Folino, lots on Rutherford Avenue, 19th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 1308. Resolution authorizing sale to Mary E. Hessler, lots on Horton Street, 5th Ward, for the sum of \$900.00.

Which was read.

Also

Bill No. 1309. Resolution authorizing sale to John L. Kinsey and Elena G. Kinsey, his wife, lots on Lawn-dale Street, 13th Ward, for the sum of \$750.00.

Which was read.

Also

Bill No. 1310. Resolution authorizing sale to Jennie Marie Paulo, lot on Montclair Street, 15th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1311. Resolution authorizing sale to George H. Rock, Sr., and Emily V. Rock, his wife, parts of lots on Parkwood Road, 16th Ward, for the sum of \$350.00.

Which was read.

Also

Bill No. 1312. Resolution authorizing sale to Edward F. Shaginaw and Gertrude D. Shaginaw, his wife, lots on Leland Avenue, 26th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 1313. Resolution authorizing sale to George R. Sondecker, Jr., and Idell E. Sondecker, his wife, lots on Forward Avenue, 14th Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 1314. Resolution authorizing sale to George R. Sondecker, Jr., and Idell E. Sondecker, his wife, lot on Forward Avenue, 14th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1315. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to Allegheny County Sanitary Authority for lot on Bison Street, 27th Ward, which was acquired at City Treasurer's sale No. 597 of 1956, because said property was taken in error by the City of Pittsburgh.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Prest)
Mr. Olbum	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1304. Resolution authorizing sale to Norbert B. Counahan and Elizabeth B. Counahan, his wife, lots on Corona Street, 27th Ward, for the sum of \$400.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
Mr. Olbum	(Prest)

(Mr. Counahan not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones presented

No. 1380. Whereas, the City of Pittsburgh will mark the 200th anniversary of its establishment with its Bicentennial Celebration beginning November 27, 1958, and continuing through 1959; and

Whereas, Pittsburgh's Bicentennial will provide not only the pageantry which normally highlights such civic observances, but also a showcase for industry, commerce, natural resources and civic assets which have combined to earn for Pittsburgh the designation "Renaissance City of America"; and

Whereas, during the Bicentennial, the many attractions which have made Pittsburgh a good place in which to live and work—its people, its rugged beauty, its energy, its cultural opportunities, its civic pride—will be enhanced by an appealing program of special events which will make a visit to Pittsburgh a rewarding experience; and

Whereas, Pittsburgh, long noted as a friendly city, where the welcome mat is always out for visitors, will be pleased to have guests from other cities and states, as well as foreign countries join with us on this historic occasion; Now, Therefore, Be It

Resolved, that the Mayor and the Council of the City of Pittsburgh do hereby express their sincere appreciation to all those who are working long and hard to prepare this Bicentennial Celebration, and extend an official invitation to our fellow Pennsylvanians and Americans and to the citizens of the many nations which Pittsburghers revere as ancestral homes, to share Pitts-

burgh's beauty, hospitality and progress during the Bicentennial Year.

Which was read.

Mr. Jones moved

The adoption of the resolution.

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of Tuesday, September 2, 1958, be approved.

Which motion prevailed.

Mr. Fagan moved

That the regular meeting of Council, scheduled for Monday, September 15, 1958, at 100 o'clock, P. M. (E. S. T.), and the regular meeting of the standing committees, commencing with the Committee on Finance, scheduled for Tuesday, September 16, 1958, at 1:00 o'clock, P. M. (E. S. T.), be dispensed with.

Which motion prevailed.

The Chair:

It was with sadness that the members of Council learned of the death today of Honorable Herman P. Eberharter, Member of Congress of the United States.

Mr. Weir moved

That the Clerk of Council be instructed to prepare a suitable resolution on the death of Congressman Herman P. Eberharter.

Which motion prevailed.

Mr. Weir moved

That when Council adjourns today it shall do so out of respect to the memory of Honorable Herman P. Eberharter, Member of Congress of the United States.

Which motion prevailed by a rising vote.

And Council

Adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII.

Monday, September 22, 1958.

No. 30

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, September 22, 1958

Council met.

Present:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Gallagher (Pres't)

Absent:—

Mr. Weir

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend Thomas A. Sullivan, Pastor of St. Mary of the Mount Catholic Church, 403 Grandview Avenue, Pittsburgh, Pa., who will deliver the invocation.

Reverend Thomas A. Sullivan, Pastor of St. Mary of the Mount Catholic Church, 403 Grandview Avenue, Pittsburgh, Pa., offered the following prayer:

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Direct, we beseech Thee, O Lord, the deliberations and conclusions of this body. Assist the members of our City

Council by Thy continual help that every word and work of theirs may always begin with Thee, and through Thee, be likewise happily ended, through Christ Our Lord. Amen.

Our Father, who art in heaven, hallowed be Thy name; Thy Kingdom come; Thy will be done on earth as it is in heaven. Give us this day our daily bread; and forgive us our trespasses as we forgive those who trespass against us; and lead us not into temptation, but deliver us from evil. Amen.

The Chair:

Thank you Reverend Sullivan for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1381. An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company for \$2,899.00 in payment for emergency relaying of 223 feet of 30" cast iron cement lined water main in Fort Pitt Boulevard without previous authority of law.

Also

No. 1382. An Ordinance authorizing the issuance of a warrant in favor of Maintenance Engineering Corporation for Nine Hundred and Thirty-Six (\$936.00) Dollars in payment of repairs to several 20" Influent Valves on the Filters in Gallery No. 5 of the Filtration Plant, without previous authority of law.

Also

No. 1383. Communication from the Department of Water submitting report of overtime services performed by employees in the department during the month of August, 1958.

Which were severally read and referred to the Committee on Finance.

Mrs. D'Ascenzo presented

No. 1384. Communication from Earl Blankenship, Forester, Forestry Division, Department of Parks and Recreation, submitting report of his attendance at the 34th National Shade Tree Conference held at Asheville, North Carolina, from August 25 to 29, 1958.

Also

No. 1385. Communication from Robert L. Coyner, Foreman, Forestry Division, Department of Parks and Recreation, submitting report of his attendance at the 34th National Shade Tree Conference held at Asheville, North Carolina, from August 25 to 29, 1958.

Which were read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1386. An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from William J. Seiferth and Mildred L. Seiferth, his wife; S. J. Klein and Elsie Klein, his wife, William G. Yost and Kathryn A. Yost, his wife; Joseph A. Hudak and Helen Hudak, his wife; and Albert J. Wellersbacher and Louise T. Wellersbacher, his wife, certain property situate in the Seventeenth (17th) Ward of the City of Pittsburgh, Pennsylvania, for Department of Public Safety purposes, viz: erection of joint fire and police station, and providing for the payment of the same.

Which was read and referred to the Committee on Finance.

Also

No. 1387. Resolution authorizing sale to Stephen J. Cannon, lot on Wolford Street, 19th Ward, for the sum of \$550.00.

Also

No. 1388. Resolution authorizing sale to Pete Dacoros and Margaret D. Dacoros, his wife, lots on Fernhill Avenue, 19th Ward, for the sum of \$750.00.

Also

No. 1389. Resolution authorizing sale to Paul E. Fulmer, lots on Dartmore Avenue, 32nd Ward, for the sum of \$500.00.

Also

No. 1390. Resolution authorizing sale to James J. Hagan, lot on Grizella

Street, 26th Ward, for the sum of \$2,500.00.

Also

No. 1391. Resolution authorizing sale to Billy N. Headland and Margaret J. Headland, parts of lots on Seward Street, 19th Ward, for the sum of \$400.00.

Also

No. 1392. Resolution authorizing sale to Joseph Kane, lot on Christopher (Camella) Street, 10th Ward, for the sum of \$500.00.

Also

No. 1393. Resolution authorizing sale to Joseph J. Perri, lot on Keever Avenue, 28th Ward, for the sum of \$300.00.

Also

No. 1394. Resolution authorizing sale to Anna Quattrocchi, lots on Shelton Street, 26th Ward, for the sum of \$600.00.

Also

No. 1395. Resolution authorizing sale to Oswin Roth, lots on Groveland Street, 32nd Ward, for the sum of \$1,000.00.

Also

No. 1396. Resolution authorizing sale to Namon Toler and Priscilla Toler, his wife, lots on Lawndale Street, 13th Ward, for the sum of \$625.00.

Also

No. 1397. Resolution authorizing sale to George A. Vislay and Margaret Vislay, his wife, lots on Stock Avenue, 31st Ward, for the sum of \$300.00.

Also

No. 1398. Resolution repealing Resolution No. 62, approved February 20, 1958, authorizing sale to Joseph Burzynski and Jean Burzynski, his wife, lots on Colmar Street, 5th Ward, for the sum of \$500.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1399. An Ordinance approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance

No. 192, approved May 10, 1958, for the erection of an accessory building in connection with the Ellis School in an "R4" District, at the easterly end of Howe Street at Festival Way, 7th Ward, City of Pittsburgh, Pennsylvania.

Also

No. 1400. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-0-E16, by changing from an "S" Special District to a "C3" Commercial District, all that certain property, now or late, of Burton Borman at the northeast corner of Forward Avenue and Saline Street.

Which were read and referred to the Committee on Public Works.

Also

No. 1401. An Ordinance granting unto the S. & J. Farkas Bar, 4114 Penn Avenue, Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, an air conditioner unit through the north wall of 4114 Penn Avenue and extending over the southerly sidewalk area of Penn Avenue, 9th Ward, Pittsburgh, Pennsylvania.

Also

No. 1402. An Ordinance granting unto the University of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, two (2) 3" diameter Transite Telephone Conduits in and across DeSota Street, Pittsburgh, Pennsylvania.

Also

No. 1403. Petition for Vacation of Unnamed Way parallel to Potomac Avenue and approximately 110 feet eastwardly therefrom, between Strachan Avenue and Bellingham Avenue.

Also

No. 1404. An Ordinance vacating an Unnamed Way parallel to Potomac Avenue and approximately 110.0 feet eastwardly therefrom, between Strachan Avenue and Bellingham Avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1405. Resolved, That the City Treasurer be authorized and directed to strike from the records of accounts receivable, the following Mercantile Tax Claims, for the reason that they appear uncollectable as the taxpayers are out of business, and addresses unknown. It is recommended that the taxes be exonerated from the current tax records and transferred to the Suspense Records.

Name	Amount
Ball & Bat, Inc. ....	\$ 253.77
Gwendolyn Bennis .....	16.31
Olive May Brittner .....	6.59
Margaret A. Burkard .....	68.25
James B. Carney .....	92.75
My Brothers Place .....	30.02
Carrick Food Center .....	18.80
Frank T. Donnelly Company .....	50.97
Forbes Construction Company .....	51.59
Raymond Foster .....	4.80
Thelma Frazier .....	9.16
Haller Motive Service .....	253.75
Charles Hooks .....	5.53
Louis Ledbetter .....	7.59
Library Lunch .....	6.47
Lincoln Super Market (Anthony Caputo) .....	66.85
John J. Long .....	14.01
Robert & Arcenia Morton .....	17.11
Gussie Mayer .....	64.79
Martin Mayham .....	4.34
The Milrest Corporation .....	635.99
Lee A. Smith .....	4.67
Joseph C. Mroczkowski .....	33.25
Wilbert Phillips .....	32.79
Pitt Stores, Inc. ....	1,703.05
Richard Upholsterers, Inc. ....	124.84
George Rosato .....	28.59
Jack A. Rose .....	58.87
Alvin D. Russell .....	9.68
Seven Up Bottling Company of Pittsburgh .....	177.99
Ferley May Shields .....	154.98
Herschel U. Smith, Jr. ....	66.30
Franklin D. Smith & Charles A. Manning .....	11.55
Phillip A. and Teresa L. Steriopoulos .....	10.00
Ed and Beatrice Stern .....	69.44
Dominick Venturato .....	10.68
Angelo Viaros & Gust Callas .....	6.04
Herman Watson .....	58.86
Elizabeth Jane and Joseph Melvin Wright .....	39.24
Bessie Zavis .....	1.79
Total .....	\$4,282.05

Also

No. 1406. Resolved, That the City Treasurer be authorized and directed to exonerate from the records of accounts receivable, the following Mercantile Tax Claims for the reason that they are uncollectable as the taxpayers have filed petitions in Bankruptcy, or Receivership, showing the balance of tax due. \*Also, there are nine cases in which taxpayers have died and left no funds for distribution, and one case, an estate, on which a partial payment was received.

Name	Amount
B & W Seating Company-----\$	15.10
Morris Berkowitz -----	7.49
W. S. Brown, Inc. -----	152.80
Carver Pharmacy -----	152.76
Harry C. Cohen Company---	51.36
*Fred Ermel -----	787.59
Franklin & Company, Inc. --	554.85
Gateway Television Company	306.73
*M. & Eleanor Harris -----	375.56
Harris Foods Company-----	1,382.05
*Moxie Harris -----	124.55
Abraham J. Parsky t/a	
Harvey's -----	23.90
*Lawrence Hobe, Estate -----	153.88
Jeremiah J. Houlaheh -----	5,458.64
Saul L. Katz -----	14.72
Edward Klein -----	320.27
*Arthur W. Miller -----	86.50
Monahan & Lake -----	195.17
Paul Nabozas -----	82.07
*E. Price -----	29.58
*Mrs. Anna Shaffer -----	59.29
*Stover & Rust, Inc. -----	359.03
*Sarah Tomlinson -----	183.28
Val Mart Corporation -----	21.70
*Rudolph Vitaro -----	34.19

Total-----\$10,933.06

Also

No. 1407. Resolved, That the City Treasurer be authorized and directed to strike from the records of accounts receivable, the following Mercantile Tax Claims which were entered in suit, and judgment taken and returned uncollectable. Since the taxes appear uncollectable, it is recommended they be exonerated from the current tax records and transferred to the Suspense Records of Unsatisfied Judgments.

Name	Amount
Abbott Service Station -----\$	156.98
Richard & Rose Ambrose-----	17.74
Anthony Emanuel and T.	
Logothetis -----	98.50

Arnold Packing Company -----	65.69
Lee F. Bridge -----	26.17
James Conoscenti, Jr. -----	26.08
Clyde O. Davis -----	50.97
Fords Restaurant -----	116.44
Jack Gallaher -----	93.32
Geneva Giles -----	14.20
Mrs. E. Godfrey -----	99.61
Willis Griffin -----	11.17
Leonard Gross -----	70.63
Homewood Flower Shop-----	17.99
Norman Speer -----	22.63
Walter Kastner -----	70.74
George Koutsodontis -----	239.02
Edgar Parks -----	8.56
Raymond Randal -----	19.04
Robert J. Scanlon -----	113.03
Walter E. Seymour -----	86.69
Gertrude Snider -----	59.21
John Spudick -----	178.11
Wilshire Texaco Service-----	156.05

Total-----\$1,818.57

Also

No. 1408. Resolution approving the action of the Sinking Fund Commission in selecting depositories from the banking institutions of the City of Pittsburgh which submitted bids in response to due notice by public advertisement; and authorizing the Mayor, the City Controller and the Sinking Fund Commission to enter into a written Agreement with the various banks and trust companies so selected to act as depositories for Sinking Funds of the City of Pittsburgh for one year beginning October 1, 1958.

Also

No. 1409. Communication from the Civil Service Commission requesting permission for a representative of the Commission to attend the Annual Conference on Public Personnel Administration Association (formerly the Civil Service Commission Assembly) in Chicago, Illinois, September 28 to October 2, 1958.

Also

No. 1410. Communication from the Commission on Human Relations requesting permission for Edward A. King to attend a meeting of the Pennsylvania Equal Rights Council in Harrisburg, Pa., October 3, 1958.

Also

No. 1411. Communication from the City Controller submitting audit

report of the rent accounts of real estate owned jointly by the City of Pittsburgh, County of Allegheny and the Board of Public Education, acquired by Sheriff's Sales, as shown by the records kept by the Department of Lands and Buildings for the period from May 1, 1957, to April 30, 1958.

Also

No. 1412. Communication from the City Controller submitting audit report of the Bureau of Administration, Department of Parks and Recreation, for the period from August 1, 1957, to July 31, 1958.

Also

No. 1413. Communication from John H. Boehmer, County Commander, Allegheny County Council, Veterans of Foreign Wars, relative to the anticipated Appropriation for 1959.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1414. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of gas fired strip tanks for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 1415. Resolution authorizing the issuing of warrants in favor of Mrs. Mae C. Conway, 595 Wentworth Avenue, in the amount of \$244.52, being compensation in lieu of Overtime due her husband, the late Donald Conway, who died on August 8, 1958; and to Mrs. Mercedes J. Plojna, 2102 Broadway Avenue, in the amount of \$14.38, being compensation in lieu of one holiday pass day due her husband, the late Mila Plojna, who died on June 12, 1958, both men were Patrolmen in the Bureau of Police, and charging same to Code Account No. 1443, Salaries, Bureau of Police, Department of Public Safety.

Also

No. 1416. Communication from the Department of Public Safety requesting permission for certain employees of the Bureau of Police to attend the annual Retraining Session of the Pennsylvania Chapter of the FBI National Academy Associates at Pocono

Manor Inn, Mt. Pocono, Pa., September 28 to 30, 1958.

Also

No. 1417. Communication from the Department of Public Safety requesting permission for Woodrow W. Rankin, Associate Traffic Engineer, to attend meetings of the National Safety Council in Chicago, Illinois, October 21 and 22, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1418. An Ordinance providing for the letting of a contract for the furnishing and delivery of mobile radio equipment complete for the Bureau of Police, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 1419. An Ordinance providing for a contract or contracts for the construction of a Public Sewer on Snow Way and Martha Street from a point on Snow Way about 300 feet west of Greenwood Street to the existing sewer on Jancey Street, including all other work in connection therewith, and providing for the payment of the cost thereof.

Also

No. 1420. An Ordinance providing for a contract or contracts for widening and otherwise improving existing roadways and street intersections throughout the City, and other work incidental thereto, and for the payment of the cost thereof.

Also

No. 1421. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of August, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1422. An Ordinance authorizing and directing the construction of a public sewer on Crane Avenue and the Property of the City of Pittsburgh from a point on Crane Avenue about 1100



feet east of Lowenhill Street to the existing sewer on the Property of the City of Pittsburgh with a branch sewer on the Private Property of Jas. R. Davison to the sewer on Crane Avenue, 19th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 1423. Communication from the Better Traffic Committee submitting copy of budget estimates for 1959, and requesting a hearing before Council concerning same.

Also

No. 1424. Communication from S. A. Boston, Business Representative, International Union of Operating Engineers, Local Union No. 66, 66-A, B & C, relative to changes made in the agreement with the Master Builders' Association.

Also

No. 1425. Communication from Theodore Johnson, Secretary-Treasurer—Refuse & Salvage Drivers and Helpers Union, Local 609, relative to prevailing wages, vacations and working conditions in the City Freight Haulers Field.

Also

No. 1426. Communication from J. B. Sullivan, Jr., Director, Office of Civil Defense, submitting report of attendance at the United States Civil Defense Council held in New York from September 9 to 12, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1427. Petition for the improvement of Gate Lodge Way, 15th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 1428. Communication from Mary Libby Cohen, 19 Oakland Square, protesting against the relocation of

Forbes Avenue, 4th Ward, for the University of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1429. Report of the Committee on Finance for September 9, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1347. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the furnishing and installation of topsoil, the required planting, and an identification marker for the medial strip on Riverview Avenue at the entrance to Riverview Park, in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1349. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of concrete paving and structures at various locations in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1351. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the furnishing and installing of an automatic firing range for the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1352. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the furnishing and installing of Venetian Blinds for the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1348. An Ordinance entitled, "An Ordinance transferring the sum of \$7,500.00 from Code Accounts 1816, 1818, 1822, 1824, 1826 and 1830 to Code Account 1801, Department of Parks and Recreation."

Which was read.

Also

Bill No. 1367. An Ordinance entitled, "An Ordinance transferring the sum of \$75,000.00 to Code Account No. 1655-5, Materials, Asphalt Plant, Bureau of Bridges, Highways and Sewers, Department of Public Works, from Code Account No. 42, Contingent Fund."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1294. Resolution authorizing the issuing of a warrant in favor of South Pittsburgh Water Company in the amount of \$240.00, being the amount presently assessed against the Housing Authority of the City of Pittsburgh for fire service charges at the former Chartiers Veterans Housing site, being the fire service charged assessed pursuant to the contract between the City of Pittsburgh and the South Pittsburgh Water Company, and charging the same to Code Account No. -----

In Committee on Finance, September 9, 1958, resolution read and amended by inserting in the blank space the words "1783, Miscellaneous Services, Distribution Division, Department of Water," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan,	Mr. Rodgers
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1361. Resolution authorizing the issuing of a warrant in favor of Walter Farrell, 165 Kendall Avenue, Pittsburgh 2, Pa., in the sum of \$150.00 in full settlement of claim against the City of Pittsburgh for car damaged June 3, 1958, at 29th Street and Spruce Way by Bureau of Refuse truck; and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 1430. Report of the Committee on Public Works for September 9, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1263. An Ordinance entitled, "An Ordinance widening Calistoga Place, from the dividing line between the Borough of Wilkinsburg and the City of Pittsburgh to the northerly line of 'Partial Revision of Wilkinsburg Manor Plan of Lots, Addition No. 4'."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly

of May 22, 1895, and the several supplements thereto.

Mr. Fagan presented

No. 1431. Report of the Committee on Lands, Buildings and Housing for September 9, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1353. Resolution authorizing sale to Nathan Campbell and Mazie Campbell, his wife, lot on Up-land Street, 13th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1354. Resolution authorizing sale to David H. Gross and Joan Y. Gross, his wife, lot on North Aiken Avenue, 11th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 1355. Resolution authorizing sale to Leo J. Hendrick and Frances A. Hendrick, his wife, lot on Clarkton Street, 28th Ward, for the sum of \$350.00.

Which was read.

Also

Bill No. 1356. Resolution authorizing sale to Lucy Henry, lot on Shelton Street, 26th Ward, for the sum of \$300.00.

Which was read

Also

Bill No. 1357. Resolution authorizing sale to William Robison and Hilda Robison, his wife, lots on Rolfe Street, 13th Ward, for the sum of \$2,100.00.

Which was read.

Also

Bill No. 1358. Resolution authorizing sale to William Russell and Pearl Russell, his wife, lot on Somers Street, 5th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1359. Resolution authorizing sale to Robert J. Vitale and

Eleanor E. Vitale, his wife, lot on Brett Street, 28th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1360. Resolution authorizing sale to Lawrence B. Woshner, lots on Fairland Street, 32nd Ward, for the sum of \$1,375.00.

Which was read

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

The Chair presented

No. 1432. Herman Peter Eberharter, age 66, passed on in Washington, D. C., on September 9, 1958.

Mr. Eberharter was born in Pittsburgh April 29, 1892, of a humble family. He attended grade and high schools in his native city, and graduated from Duquesne University's Law School in 1925. He was a member of the Bar Association of Allegheny County, and became a Member of the House of Representatives of the Commonwealth of Pennsylvania during the sessions of 1935 and 1937. Later he was elected to the House of Representatives of the Congress of the United States, and served in that capacity until the time of his death.

He was a high-ranking member of the House Ways and Means Committee, the tax-writing body, and supported all social legislation which he felt would benefit the citizens of this country. By his splendid achievements in Congress,

he made an enviable record, and was honored and respected by his colleagues.

The nation, his native state and city will miss his wise counsel, his devotion to public duty, his personal warmth and understanding of the problems he had to consider and act upon.

Therefore, the Mayor and the members of Council of the City of Pittsburgh hereby express to his family their deepest sympathy, and that this resolution be spread upon the minutes of this meeting and a copy thereof be forwarded to them.

Which was read.

Mr. Fagan moved

The adoption of the resolution.

Which motion prevailed by a rising vote.

Mr. Jones moved

That the Minutes of Council of Monday, September 8, and Tuesday, September 9, 1958, be approved.

Which motion prevailed.

Mr. Olbum:

Mr. President, yesterday, in our City, another outstanding public official was taken by death. All of us have known Judge A. Marshall Thompson for many years. All of us admired and respected him. He was a fine, decent human being, an outstanding jurist and one of the most lovable and beloved public officials in this community. Of course, we who attended the University of Pittsburgh Law School came to know him and to love him many years ago when he served as Dean of the Pitt Law School.

Allegheny County has lost not only a fine, decent man but a conscientious and able public servant. Therefore, when we adjourn today, let us do so out of respect to the memory of Judge A. Marshall Thompson. I further move that the Chair appoint a committee to draft an appropriate resolution of sympathy.

Which motion prevailed by a rising vote.

The Chair appointed as members of the committee to draw up a suitable resolution on the death of A. Marshall Thompson, Messrs. Olbum, Jones and McCarthy.

And Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII.

Monday, September 29, 1958.

No. 31

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUBICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, September 29, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, and ladies and gentlemen, we are honored this afternoon by the presence of Reverend D. R. Ofchinick of the Pittsburgh Revival Center, who will deliver the invocation.

Reverend D. R. Ofchinick of the Pittsburgh Revival Center, offered the following prayer:

O God, we come unto Thee for guidance in behalf of those who are in authority, that we may lead a quiet and peaceable life in all Godliness and honesty, for we know this is good and acceptable in the sight of God, Our Saviour. Therefore, we beseech Thee that Thou mayest give unto this Council blessing, wisdom, knowledge and understanding, that we might live pleasing in

Thy sight. For all these things we ascribe unto Thee praise, and honor, and glory in Jesus' name. Amen.

The Chair:

Thank you Reverend Ofchinick for your very inspiring prayer.

#### PRESENTATIONS

Mrs. D'Ascenzo presented

No. 1433. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement to and made a part of Contract No. 14038, increasing the fees for Architectural Services in connection with the construction of projects at Zoo Bear Dens and Water Fowl Exhibits at Highland Park Zoo; vicinity of Bausman Street in McKinley Park; and a substitute field for McGonnigle's field in the vicinity of gully at Allendale and Tweed Streets to adjoin Sheraden Park, from a maximum of \$6,650.00 to \$6,935.00.

Also

No. 1434. An Ordinance amending a portion of Section 1, of Ordinance No. 26, approved January 31, 1957, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation, to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural services in conjunction with the improvement of various Parks and Playgrounds in the Department of Parks and Recreation, and for the payment of the cost thereof."

Also

No. 1435. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a

Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with Landscape Improvements of the area surrounding the Panther Hollow Lake, and providing for the payment of the cost thereof.

Also

No. 1436. An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement to be attached to and made a part of Contract No. 14546, increasing the fees for Architectural Services in conjunction with the improvement of Herschel Playground — additional Facilities — (Upper area) from a maximum of \$1,325.00, to \$2,780.00.

Also

No. 1437. An Ordinance providing for a contract or contracts for Landscape Improvement of the area surrounding the Panther Hollow Lake in the Department of Parks and Recreation, and for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1438. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of an architect or architects for architectural services, in connection with the rehabilitation of the new Meter Shop at 26th Street, Pittsburgh, Pa., for the Department of Water, and appropriating funds for such architectural services.

Also

No. 1439. An Ordinance authorizing a contract or contracts for the furnishing and installation of a new gas-fired steam boiler and boiler room at the new Meter Shop, 26th Street, Pittsburgh, Pa., for the Department of Water, and the payment of the cost thereof.

Also

No. 1440. An Ordinance authorizing a contract or contracts for the furnishing and installation of a new gas-fired water boiler at No. 38 Engine Company, Lemington Avenue, Pittsburgh, Pa., and for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 1441. Resolution authorizing sale to Paul W. Birkel, lots on Stafford Street, 20th Ward, for the sum of \$800.00.

Also

No. 1442. Resolution authorizing sale to Stephen J. Cannon, lots on Parklyn Street and Groveland Street, 32nd Ward, for the sum of \$3,500.00.

Also

No. 1443. Resolution authorizing sale to John H. Duff, lots on Arnold Street, Elmont Street, Ford Street, Hollywood Street and Queensbury Street, 28th Ward, for the sum of \$12,500.00.

Also

No. 1444. Resolution authorizing sale to Bernard Lennartz and Dolores J. Lennartz, his wife, lots on Leister Street, 24th Ward, for the sum of \$600.00.

Also

No. 1445. Resolution authorizing sale to John Martire, lots on Dagmar Avenue, 19th Ward, for the sum of \$1,000.00.

Also

No. 1446. Resolution authorizing sale to Stanford White and Mary L. White, his wife, lots on Ridgeway Street, 5th Ward, for the sum of \$1,200.00.

Also

No. 1447. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to convey the existing interest of the City of Pittsburgh for lot on Wylie Avenue, 3rd Ward, to the Urban Redevelopment Authority of Pittsburgh.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1448. Communication from the Department of City Planning requesting permission for one delegate to attend the American Institute of Planners' Annual Conference in New York City, October 28-30, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 1449. An Ordinance amending Zoning Ordinance No. 192, approved

May 10, 1958, Zoning District Map Sheet Z-0-0, by changing from "S" and "R4-H" Districts to an "S-A" District, all that property bounded by Grandview Avenue; the westerly line projected of property opposite Plymouth Street, now or late, of Pittsburgh Outdoor Advertising Co. and said line; a line parallel with and distant 100 feet northwardly from Grandview Avenue; the line dividing the present "S" and "R4-H" Districts opposite Hallock Street; the lines dividing property, now or late, of E. J. Kaufmann et al, and property to the north and east thereof; a line parallel with and distant 125 feet northwardly from Grandview Avenue and the line dividing property, now or late, of John F. Gallagher Jr. and John O. Simonds.

Also

No. 1450. An Ordinance further amending and supplementing Ordinance No. 192, known as the Zoning Ordinance, approved May 10, 1958, as amended, by creating a new Zoning District, to be known as the "S-A" Special District, Class A.

Which were read and referred to the Committee on Public Works.

Also

No. 1451. An Ordinance requiring all public service corporations, or other persons occupying Murray Avenue from Forbes Avenue to Flemington Street, for furnishing electric light, heat or power to the public, or operating telegraph or telephone lines, to place their wires and cables underground, and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh certain rights in said underground system to be constructed under the provisions of this ordinance.

Also

No. 1452. An Ordinance amending Ordinance No. 679 approved December 22, 1951, entitled "An Ordinance granting unto The Equitable Life Assurance Society of the United States the right and privilege to construct, maintain and use the following encroachments in certain streets in the Second Ward of the City of Pittsburgh; a pedestrian underpass, a utility underpass and a 16-inch diameter Cold Water Pipe, each being in the northerly and southerly sidewalk areas and in the

roadway area of Liberty Avenue; etc.", to change the size, location and clearances of the pedestrian and utility underpass.

Also

No. 1453. An Ordinance vacating two portions of Rutherford Avenue from Crane Avenue to a point 107.50 feet southwardly therefrom; widening Rutherford Avenue from the dividing line of Lots No. 260 and 261 in the "West Liberty Plan of Lots No. 5" to a point 40.0 feet northwardly therefrom; vacating a portion of Methyl Street from Crane Avenue to a point 52.55 feet southwardly therefrom; widening Methyl Street between points 54.44 feet and 94.44 feet south of Crane Avenue, and providing certain terms and conditions.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1454. Resolution authorizing the issuing of a warrant in favor of Michael A. Amen and Margaret C. Amen, 5621 Margaretta Street, Pittsburgh 6, Pa., in the sum of \$130.00 in full settlement of claim against the City of Pittsburgh for sidewalk on Mellon Street side of above property damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Also

No. 1455. Resolution authorizing the issuing of a warrant in favor of Mazie S. Langfitt, widow, 1133 Davis Avenue, Pittsburgh 12, Pa., in the sum of \$200.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Which were read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1456. An Ordinance transferring the sum of \$4,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1498, Towing Contract, Bureau of Traffic Planning, Department of Public Safety.

Also

No. 1457. An Ordinance transferring the sum of \$2,000.00 from Code Account No. 1481, Salaries, to Code Ac-

count No. 1483, Miscellaneous Services, Bureau of Building Inspection, Department of Public Safety.

Also

No. 1458. An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1443, Salaries, to Code Account No. 1449, Supplies, Bureau of Police, Department of Public Safety.

Also

No. 1459. An Ordinance authorizing the issuance of a warrant in the amount of \$570.00 in favor of R. J. Omslaer Wrecking Company, 600 Allegheny Avenue, Pittsburgh 33, Pa., for the demolition and removal of the three-story frame dwelling located at 3449-51 Ridgeway Street, 6th Ward, without previous authority of law.

Also

No. 1460. An Ordinance authorizing the issuance of a warrant in the amount of \$746.50 in favor of Duncan Parking Meter Corp., 835 North Wood Street, Chicago 22, Illinois, for the burning and removal of parking meter pipe sleeves, filling sidewalk holes with concrete and removing heavy walled pipe and installing standard pipe, without previous authority of law.

Also

No. 1461. Communication from the Department of Public Safety requesting permission for Woodrow W. Rankin, Associate Traffic Engineer; Anthony Miscimarra, Assistant Traffic Engineer, and David Wooster, Planning Engineer of the department to attend The Freeway Operations Seminar at the Holiday Motor Hotel near Harrisburg, Pa., October 6, 7 and 8, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 1462. An Ordinance authorizing the issuance of a warrant in favor of De Pasquale and Sons, Inc., in the sum of \$2,368.00 in payment for extra work performed during the grading, paving and curbing of Chartiers Avenue, by Contract (Controller's Register No. 14718) for the benefit of the City, without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 1463. An Ordinance providing for the letting of a contract for the furnishing and delivery of a Boom Extension for the Division of Heavy Equipment of the Bureau of Bridges, Highways and Sewers, of the Department of Public Works, and for the payment thereof.

Also

No. 1464. An Ordinance widening Crane Avenue, in the Nineteenth Ward, from the easterly line of Rutherford Avenue to a point 41.11 feet eastwardly therefrom.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 1465. Communication from Sign, Pictorial and Display Artists, Local Union No. 479, submitting new wage scale.

Which was read and referred to the Committee on Finance.

Also

No. 1466. Communication from the Mt. Washington Board of Trade objecting to change of zoning of property along Grandview Avenue for apartment dwellings unless off-street parking is provided.

Also

No. 1467. Communication from Powers Cadillac, Inc., requesting the City to widen South Beatty Street along its northerly side for a width of 4 to 6 feet between Centre Avenue and Baum Boulevard in consideration of the dedication of a 4 to 6-foot right of way by Motor Square Realty Company to the City for sidewalk purposes.

Which were read and referred to the Committee on Public Works.

Also

No. 1468. Petition for elimination of traffic hazards in the 3700 Block of East Street.

Which was read and referred to the Committee on Public Safety.

The Chair welcomed a group of eight students from Duquesne University, who are studying Newspaper Reporting and Public Affairs, and the student body was headed by Francis R. McGinley.



## REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1469. Report of the Committee on Finance for September 23, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1414. An Ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of gas fired strip tanks for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1381. An Ordinance entitled "An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company for \$2,899.00 in payment for emergency relaying of 223 feet of 30" cast iron cement lined water main in Fort Pitt Boulevard without previous authority of law."

Which was read.

Also

Bill No. 1382. An Ordinance entitled "An Ordinance authorizing the issuance of a warrant in favor of Maintenance Engineering Corporation for Nine Hundred and Thirty-Six (\$936.00) dollars in payment of repairs to several 20" influent valves on the filters in Gallery No. 5 of the Filtration Plant without previous authority of law."

Which was read.

Also

Bill No. 1386. An Ordinance entitled "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from William J. Seiferth and Mildred L. Seiferth, his wife; S. J. Klein and Elsie Klein, his wife; William G. Yost and Kathryn A. Yost, his wife; Joseph A. Hudak and Helen Hudak, his wife; and Albert J. Wellersbacher and Louise T. Wellersbacher, his wife, certain property situate in the Seventeenth (17th) Ward of the City of Pittsburgh, Pennsylvania, for Department of Public Safety purposes, viz: erection of joint fire and police station, and providing for the payment of the same."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1405. Resolved, That the City Treasurer be authorized and directed to strike from the records of accounts receivable, the following Mercantile Tax Claims, for the reason that they appear uncollectible as the taxpayers are out of business, and addresses unknown. It is recommended that the taxes be exonerated from the current tax records and transferred to the Suspense Records.

Name	Amount
Ball & Bat, Inc. ....	\$ 253.77
Gwendolyn Bennis .....	16.31
Olive May Brittner .....	6.59
Margaret A. Burkard .....	68.25
James B. Carney .....	92.75
My Brothers Place .....	30.02
Carrick Food Center .....	18.80
Frank T. Donnelly Company ..	50.97
Forbes Construction Company ..	51.59
Raymond Foster .....	4.80
Thelma Frazier .....	9.16
Haler Motive Service .....	253.75
Charles Hooks .....	5.53
Louis Ledbetter .....	7.59
Library Lunch .....	6.47
Lincoln Super Market (Anthony Caputo) .....	66.85
John J. Long .....	14.01
Robert & Arcenia Morton .....	17.11
Gussie Mayer .....	64.79
Martin Mayham .....	4.34
The Milrest Corporation .....	635.99
Lee A. Smith .....	4.67
Joseph C. Mroczkowski .....	33.25
Wilbert Phillips .....	32.79
Pitt Stores, Inc. ....	1,703.05
Richald Upholsterers, Inc. ....	124.84
George Rosato .....	28.59
Jack A. Rose .....	58.87
Alvin D. Russel .....	9.68
Seven Up Bottling Company of Pittsburgh .....	177.99
Perrley May Shields .....	154.98
Herschel U. Smith, Jr. ....	66.30
Franklin D. Smith & Charles A. Manning .....	11.55
Phillip A. and Teresa L. Steriopoulos .....	10.00
Ed and Beatrice Stern .....	69.44
Dominick Venturato .....	10.68
Angelo Viaros & Gust Callas ..	6.04
Herman Watson .....	58.86
Elizabeth Jane and Joseph Melvin Wright .....	39.24
Bessie Zavis .....	1.79

Total .....

Which was read.

Also

Bill No. 1406 Resolved, That the City Treasurer be authorized and directed to exonerate from the records of accounts receivable, the following Mercantile Tax Claims for the reason that they are uncollectible as the taxpayers have filed petitions in bankruptcy, or receivership, showing the balance of tax due. \*Also, there are nine cases in which taxpayers have died and left no funds for distribution, and one case, an estate, on which a partial payment was received.

Name	Amount
B & W Seating Company .....	\$ 15.10
Morris Berkowitz .....	7.49
W. S. Brown, Inc. ....	152.80
Carver Pharmacy .....	152.76
Harry C. Cohen Company .....	51.36
*Fred Ermel .....	787.59
Franklin & Company, Inc. ....	554.85
Gateway Television Company ..	306.73
*M. & Eleanor Harris .....	375.56
Harris Foods Company .....	1,382.05
*Moxie Harris .....	124.55
Abraham J. Parsky t/a Harvey's .....	23.90
*Lawrence Hobe, Estate .....	153.88
Jeremiah J. Houlaheh .....	5,458.64
Saul L. Katz .....	14.72
Edward Klein .....	320.27
*Arthur W. Miller .....	86.50
Monahan & Lake .....	195.17
Paul Nabozas .....	82.07
*E. Price .....	29.58
*Mrs. Anna Shaffer .....	59.29
*Stover & Rust, Inc. ....	359.03
*Sarah Tomlinson .....	183.28
Val Mart Corporation .....	21.70
*Rudolph Vitaro .....	34.19

Total .....

Which was read.

Also

Bill No. 1407. Resolved, That the City Treasurer be authorized and directed to strike from the records of accounts receivable, the following Mercantile Tax Claims which were entered in suit, and judgment taken and returned uncollectible. Since the taxes appear uncollectible, it is recommended they be exonerated from the current tax records and transferred to the Suspense Records of Unsatisfied Judgments.

Name	Amount
Abbott Service Station .....	\$ 156.98
Richard & Rose Ambrose .....	17.74

Anthony Emanuel and T.	
Logothetis -----	98.50
Arnold Packing Company-----	65.69
Lee F. Bridge-----	26.17
James Conoscenti, Jr. -----	26.08
Clyde O. Davis -----	50.97
Fords Restaurant -----	116.44
Jack Gallaher -----	93.32
Geneva Giles -----	14.20
Mrs. E. Godfrey -----	99.61
Willis Griffin -----	11.17
Leonard Gross -----	70.63
Homewood Flower Shop-----	17.99
Norman Speer -----	22.63
Walter Kastner -----	70.74
George Koutsodontis -----	239.02
Edgar Parks -----	8.56
Raymond Randal -----	19.04
Robert J. Scanlon -----	113.03
Walter E. Seymour -----	86.69
Gertrude Snider -----	59.21
John Spudick -----	178.11
Wilshire Texaco Service-----	156.05

Total-----\$1,818.57

Which was read.

Also

Bill No. 1408. Resolution approving the action of the Sinking Fund Commission in selecting depositories from the banking institutions of the City of Pittsburgh which submitted bids in response to due notice by public advertisement; and authorizing the Mayor, the City Controller and the Sinking Fund Commission to enter into a written Agreement with the various banks and trust companies so selected to act as depositories for Sinking Funds of the City of Pittsburgh for one year beginning October 1, 1958.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:--

Mrs. D'Ascenzo	Mr. Jones
Mr. Fagan	Mr. McCarthy

Mr. Olbum	Mr. Weir
Mr. Rodgers	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1415. Resolution authorizing the issuing of warrants in favor of Mrs. Mae C. Conway, 595 Wentworth Avenue, in the amount of \$244.52, being compensation in lieu of Overtime due her husband, the late Donald Conway, who died on August 8, 1958; and to Mrs. Mercedes J. Pilojna, 2102 Broadway Avenue, in the amount of \$14.38, being compensation in lieu of one holiday pass day due her husband, the late Mila Pilojna, who died on June 12, 1958, both men were Patrolmen in the Bureau of Police, and charging same to Code Account No. 1443, Salaries, Bureau of Police, Department of Public Safety.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:--

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1419. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a Public Sewer on Snow Way and Martha Street from a point on Snow Way about 300 feet west of Greenwood Street to the existing sewer on Jancey Street, including all other work in connection therewith and providing for the payment of the cost thereof."

In Committee on Finance, September 23, 1958, bill read and amended in Section 1 by inserting in the blank space the words, "Bond Fund No. 193, General Public Improvement Peoples Bonds 1957," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

**Mr. McCarthy moved**

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

**Mr. McCarthy moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

**Ayes:—**

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

**Ayes 8. Noes none.**

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Also**

Bill No. 1420. An Ordinance entitled, "An Ordinance providing for a contract or contracts for widening and otherwise improving existing roadways and street intersections throughout the City, and other work incidental thereto, and for the payment of the cost thereof."

In Committee on Finance, September 23, 1958, bill read and amended in Section 1 by inserting in the blank space the words, "No. 193, General Public Improvement Peoples Bonds 1957," and

as amended ordered returned to Council with an affirmative recommendation.

Which was read.

**Mr. McCarthy moved**

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

**Mr. McCarthy moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

**Ayes:—**

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

**Ayes 8. Noes none.**

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Rodgers presented**

No. 1470. Report of the Committee on Public Works for September 23, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1399. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A (21) of the Zoning Ordinance No. 192, approved May 10, 1958, for the erection of an accessory building in connection with the Ellis School in an 'R4' District, at the easterly end of Howe Street at Festival Way, 7th Ward, City of Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1422. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Crane Avenue and the property of the City of Pittsburgh from a point on Crane Avenue about 1100 feet east of Lowenhill Street to the existing sewer on the property of the City of Pittsburgh with a branch sewer on the private property of Jas. R. Davison to the sewer on Crane Avenue, 19th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.\*

Also

Bill No. 1264. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Turner Street, from Cannon Street to Weddle Way, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of

the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1223. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-E16, by changing from an 'S' District and an 'R2' District to a 'C3' District, all that certain property bounded by Brown's Hill Road; a line intersecting the northwest corner of property, now or late, of Product Corporation, having frontage on Brown's Hill Road and Saline Street, and the southwest corner of Beechwood Boulevard and Saline Street; Saline Street; and, a line perpendicular to Brown's Hill Road, which line intersects the first angle point in the westerly line of Saline Street, south of Beechwood Boulevard."

In Committee on Public Works, September 23, 1958, read and ordered returned to Council with an affirmative recommendation, subject to report from

the Allegheny County Planning Commission as to whether the Commission has a long-range program for the widening and improvement of this section of Brown's Hill Road.

Which was read.

Also

No. 1471.

COUNTY OF ALLEGHENY  
PLANNING COMMISSION

Pittsburgh 19, Pa.

September 29, 1958

Pittsburgh City Council  
City County Building  
Pittsburgh 19, Pa.

Gentlemen:

Reference is made to our letter of September 24, 1958, regarding a possible rezoning of property on the County's Brown Hill Road.

Since that time we have had the opportunity of reviewing a preliminary plot plan for the property in question as prepared by the Sun Oil Company dated August 27, 1958.

After examination of this plan it appears that we will be able to make our proposed improvement to Brown's Hill Road without substantially affecting the subject property. However, it is necessary for us to acquire a narrow triangular strip at the southern corner of the property amounting to approximately 285 square feet.

Although the area which we would need to acquire would be small in comparison with the entire property to be rezoned, we are concerned that the difference in value between the present property and the property after it is developed for a gasoline station would add somewhat to the County's cost of making the improvement.

Inasmuch as we expect to begin plan preparation within the next month or so, it might be in the public interest to postpone a decision on the zoning until after we have had the opportunity to acquire the needed right-of-way.

Respectfully,

John J. Matthews  
Executive Director

Which was read.

Mr. Rodgers moved

That Bill No. 1223 be recommitted and Bill No. 1471 be referred to the Committee on Public Works.

Which motion prevailed.

Mr. Jones presented

No. 1472. Report of the Committee on Public Service and Surveys for September 23, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1401. An Ordinance entitled, "An Ordinance granting unto the S & J Farkas Bar, 4114 Penn Avenue, Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, an air conditioner unit through the north wall of 4114 Penn Avenue and extending over the southerly sidewalk area of Penn Avenue, 9th Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1402. An Ordinance entitled, "An Ordinance granting unto the University of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, two (2) 3" diameter Transite Telephone Conduits in and across DeSota Street, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo  
Mr. Fagan

Mr. Jones  
Mr. McCarthy

Mr. Olbum            Mr. Weir  
Mr. Rodgers        Mr. Gallagher  
                         (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 1473. Report of the Committee on Public Safety for September 23, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1418. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of mobile radio equipment complete for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1474. Report of the Committee on Lands, Buildings and Housing for September 23, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1387. Resolution authorizing sale to Stephen J. Cannon, lot on Wolford Street, 19th Ward, for the sum of \$550.00.

Which was read.

Also

Bill No. 1388. Resolution authorizing sale to Pete Dacoros and Margaret D. Dacoros, his wife, lots on Fernhill Avenue, 19th Ward, for the sum of \$750.00.

Which was read.

Also

Bill No. 1389. Resolution authorizing sale to Paul E. Fulmer, lots on Dartmore Avenue, 32nd Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1390. Resolution authorizing sale to James J. Hagan, lot on Grizella Street, 26th Ward, for the sum of \$2,500.00.

Which was read.

Also

Bill No. 1391. Resolution authorizing sale to Billy N. Headland and Margaret J. Headland, parts of lots on Seward Street, 19th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1392. Resolution authorizing sale to Joseph Kane, lot on Christopher (Camelia) Street, 10th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1393. Resolution authorizing sale to Joseph J. Perri, lot on Keever Avenue, 28th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1394. Resolution authorizing sale to Anna Quattrocchi, lots on Shelton Street, 26th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 1395. Resolution authorizing sale to Oswin Roth, lots on Groveland Street, 32nd Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 1396. Resolution authorizing sale to Namon Toler and Priscilla Toler, his wife, lots on Lawndale Street, 13th Ward, for the sum of \$625.00.

Which was read.

Also

Bill No. 1397. Resolution authorizing sale to George A. Vislay and Margaret Vislay, his wife, lots on Stock Avenue, 31st Ward, for the sum of \$300.

Which was read.

Also

Bill No. 1398. Resolution repealing Resolution No. 62, approved February 20, 1958, authorizing sale to Joseph Burzynski and Jean Burzynski, his wife, lots on Colmar Street, 5th Ward, for the sum of \$500.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan moved

That the following members be excused for absence from Council and committee meetings:

Mrs. D'Ascenzo on September 2, 3, 8 and 9, 1958.

Mr. Weir on September 22 and 23, 1958.

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of Monday, September 22, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Fagan,

Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, October 6, 1958.

No. 32

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, October 6, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair

Members of Council, we were to be honored today by the presence of the Reverend Father J. D. O'Neill, Assistant Pastor, Annunciation Church, who was to deliver the invocation. He was here earlier and left saying that he would be back. I have delayed the meeting fifteen minutes awaiting his return. I suggest we continue with our business for today.

#### PRESENTATIONS

Mrs. D'Ascenzo presented

No. 1475. Resolution authorizing and directing the Director of the Department of Parks and Recreation to grant an extension of sick leave with pay, not to exceed forty-five (45) days starting October 6, 1958, to Emmett Ricards,

Director of Activities in the Bureau of Recreational Activities, Department of Parks and Recreation.

Which was read and referred to the Committee on Finance.

Also

No. 1476. An Ordinance providing for a contract or contracts for pointing, resetting, polishing, and the general rehabilitation of granite at Mellon Square Park in the Department of Parks and Recreation, and for the payment of the cost thereof.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Fagan presented

No. 1477. An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Kathryn M. Stewart et vir; Laurence Niedbalski et ux; Margaret W. Urbaniak; Sarah A. Simmons; and Jack Vojtash et ux certain properties situate in the Sixteenth (16th) Ward of the City of Pittsburgh, Pennsylvania, for park purposes; and providing for the payment of the same.

Also

No. 1478. Resolution exonerating City taxes against properties in the 16th and 17th Wards, which were acquired at various Treasurer's Sales and were to be conveyed to the School District of Pittsburgh pursuant to Resolution No. 283 of 1958, approved July 23, 1958, because by reason of said conveyance the delinquent taxes are not collectible; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs thereof to the City of Pittsburgh.

Also

No. 1479. Communication from the Department of Lands and Buildings

requesting permission to install additional lettering in the new Police and Fire Training School to read: "Pittsburgh Police and Fire Training School"; and for the installation of additional conduits at the new Nos. 3 and 4 Fire Stations on Forbes Avenue at Stevenson Street, for control of sirens and traffic light.

Also

No. 1480. Communication from Paul Koch, City Organist, requesting that Council have the Organ in the Music Hall of the Carnegie Free Library of Allegheny cleaned and repaired.

Which were severally read and referred to the Committee on Finance.

Also

No. 1481. Resolution authorizing sale to Andrew Berta and Elizabeth Berta, his wife, part of lot on Lougean Avenue, 31st Ward, for the sum of \$450.00.

Also

No. 1482. Resolution authorizing sale to Al Hockaday, Jr. and Thelma Hockaday, his wife, lots on Lawndale Street, 13th Ward, for the sum of \$625.00.

Also

No. 1483. Resolution authorizing sale to Mario Noro and Udilla Noro, his wife, part of lot on Eastern Avenue, Borough of Aspinwall, for the sum of \$200.00.

Also

No. 1484. Resolution authorizing sale to Pannier Bros. Stamp Co., a Pennsylvania Corporation, parts of lots on East Lacock Street, 22nd Ward, for the sum of \$5,500.00.

Also

No. 1485. Resolution authorizing sale to J. P. Richtarsic and Helen E. Richtarsic, his wife, lot on Wabash Avenue, 20th Ward, for the sum of \$1,000.00.

Also

No. 1486. Resolution repealing Resolution No. 477, approved December 4, 1957, authorizing sale to Joseph A. Steedle, lots on Narcissus Avenue, 20th Ward, for the sum of \$800.00.

Also

No. 1487. Resolution authorizing the Mayor and the Director of the De-

partment of Lands and Buildings, in the name of the City of Pittsburgh, to enter into a lease with the Leo B. Shapera Agency for Suite 405 in the B. F. Jones Law Building, containing 900 square feet, and a storage room in the basement thereof, situate at 430 Fourth Avenue, to be used by the Office of Civil Defense of Pittsburgh, for a term of 18 months, beginning November 1, 1958, and ending April 30, 1960, for a total rental of \$5,400.00, payable in monthly installments of \$300.00 each, and charging same to Code Account No. 1361, Miscellaneous Services.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1488. An Ordinance vacating the following streets as laid out in the "Carrick Park Terrace Plan," namely:

LIPTON WAY (formerly Lyman Way), from Park Boulevard to Lucina Avenue.

LYBRIG WAY, from Lipton Way (formerly Lyman Way) to Midwood Way (formerly Briggs Way).

OVERVIEW STREET, from Park Boulevard to Lucina Avenue.

PARK BOULEVARD, from Sinton Avenue to Midwood Way (formerly Briggs Way).

QUEENSTON STREET, (formerly Princeton Avenue), from Park Boulevard to a line ten (10) feet east of the easterly line of Yale Drive, thirty (30) feet wide.

WEE WAY (formerly Yale Way), from the line dividing Lots Nos. 38 and 39 in said Plan to Lucina Avenue.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1489. Communication from Frank Abrams, M. D., 6634 Darlington Road, complaining of the use of the 6600 Block of Darlington Road and the 6700 Block of Beacon Street by trucks.

Which was read and referred to the Committee on Public Safety.

Mr. McCarthy presented

No. 1490. An Ordinance fixing the interest rate on General Public Improvement Peoples Bonds of 1958, Series

"B," and levying an annual tax to pay the principal, interest and any tax levied on said bonds.

Also

No. 1491. An Ordinance appropriating and setting aside the sum of \$50,000.00 to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 1492. An Ordinance exempting the position of Asphalt Technologist (Grade 9), in the Bureau of Tests of the Department of Supplies, as created by Section 24 of Ordinance No. 491, approved December 30, 1957, from so much of the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, as requiring employees to have resided in the City of Pittsburgh at least two years immediately prior to appointment, and authorizing the said Department to employ a person who does not meet such requirement.

Also

No. 1493. Resolution authorizing the issuing of a warrant in favor of Walter H. Schutzman, 2416 Clearview Drive, Glenshaw, Pa., in the sum of \$194.24 in full settlement of claim against the City of Pittsburgh for car damaged August 4, 1958, in 600 Block West Warrington Avenue by Frank J. Palm car which had been struck by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1494. Communication from the City Treasurer submitting report of Deposits and Market Value of collateral security pledged by City Depositories to secure same as of September 30, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1495. An Ordinance authorizing the issuance of a warrant in the amount of \$894.00 in favor of H. Kalson Co., Inc., 3128 Liberty Avenue, Pittsburgh 1, Pa., for the demolition and removal of two-story and basement frame dwelling located at 226 Brereton Street, and the 2-story double frame dwelling located at rear 228 Brereton Street, 2nd Ward, without previous authority of law.

Also

No. 1496. Resolution authorizing the issuance of warrants in favor of Hoseman Alphonse V. Masillon—\$61.67; Hoseman Henry M. O'Neill—\$67.39 and Hoseman John H. Ryan—\$66.50, for payment of uniform clothing which was ruined while they were fighting a fire in a building located at No. 7227 Kelly Street on November 27, 1957, and charging same to Code Account No. 1470—Purchase of Uniforms, Bureau of Fire, Department of Public Safety.

Also

No. 1497. Resolution authorizing the issuing of a warrant in favor of Patrolman Charles Robinson of Station No. 2, Bureau of Police, Department of Public Safety, in the amount of \$9.50 for payment of repair to eye glasses which were damaged at No. 3 Chauncey Street, while Patrolman Charles Robinson was on duty and assisting in the search for a hand grenade, and charging same to Code Account No. 1447, Miscellaneous Services, Bureau of Police, Department of Public Safety.

Also

No. 1498. Communication from Howard D. A. Manski, Patrolman, Traffic Division, Bureau of Police, Department of Public Safety, submitting report of his attendance at the Human Relations Workshop at Chatham College, from August 4 to 16, 1958.

Also

No. 1499. Communication from Eugene L. Coon, Sergeant, Bureau of Police, Department of Public Safety, submitting report of his attendance at the Human Relations Workshop at Chatham College, from August 4 to 16, 1958.

Also

No. 1500. Communication from David Olbum, submitting report on behalf of the five members of Council who attended the 1958 Annual Conference of the United States Conference of Mayors in Miami Beach, Florida, September 11, 12 and 13, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1501. An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled "An Ordinance

regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Also

No. 1502. An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Which were read and referred to the Committee on Public Safety.

Also

No. 1503. Communication from the Department of Public Safety advising of institution of 60-day trial of certain traffic regulations.

Which was read, received and filed.

Mr. Rodgers presented

No. 1504. An Ordinance providing for a contract or contracts for the Hauling and Final Disposition of Municipal Incinerator Residue for the Calendar year 1959, and for the payment of the cost thereof.

Also

No. 1505. An Ordinance providing for a contract or contracts for collection of garbage and household refuse within Wards Nos. 21 to 27, inclusive, of the City of Pittsburgh, and depositing of same in the receiving bins of the Municipal Incinerator Plant, for the calendar year 1959, and for the payment of the cost thereof.

Also

No. 1506. An Ordinance providing for a contract or contracts for the rental of one (1) Diesel Powered Shovel for use in the Bureau of Refuse, Department of Public Works, during the calendar year of 1959, and for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 1507. An Ordinance providing for the letting of a contract for the furnishing and delivery of Shovels for the Bureau of Bridges, Highways and

Sewers, Department of Public Works, and for the payment thereof.

Also

No. 1508. Petition for Grading, Paving and Curbing of Hilliard Street, from Oakdene Street to Dead End, 12th Ward.

Also

No. 1509. Petition for Grading, Paving and Curbing of Silverton Avenue, from Stranahan Street to Hilliard Street, 12th Ward.

Also

No. 1510. An Ordinance authorizing and directing the Grading, Paving and Curbing of Silverton Avenue from Everton Street to Hilliard Street, and Hilliard Street from Oakdene Street to Oakford Way, including other work incidental thereto, and the laying and relaying of water lines, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1511. An Ordinance widening Yale Drive, from Sinton Avenue to Lucina Avenue, in the Twenty-ninth and Thirty-second Wards.

Also

No. 1512. Communication from the Department of Public Works returning petition for the grading, paving and curbing of El Paso Street, between Amsterdam Street and dead end.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 1513. Communication from Martin A. Hamburger, Esq., requesting acceptance of \$91.78 from Mrs. Henrietta Johnson, 254 Wick Street, 3rd Ward, in payment of delinquent water charges less penalty and interest.

Also

No. 1514. Communication from International Association of Machinists, District Lodge No. 63, submitting scale of wages for its members.

Also

No. 1515. Communication from the Public Utilities Inspectors, Department of Public Works, Bureau of Bridges, Highways and Sewers, requesting an increase in salary.

Which were severally read and referred to the Committee on Finance.

Also

No. 1516. Communication from Peter D. Vecchio, 339 Bailey Avenue, et al, requesting construction of sewer on Silver Oak Drive, east of Allender Drive.

Which was read and referred to the Committee on Public Works.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1517. Report of the Committee on Finance for September 30, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1433. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement to be attached to and made a part of Contract No. 14038, increasing the fees for architectural services in connection with the construction of projects at Zoo Bear Dens and Water Fowl Exhibits at Highland Park Zoo; vicinity of Bausman Street in McKinley Park; and a substitute field for McGonnegle's field in the vicinity of gully at Allendale and Tweed Streets to adjoin Sheraden Park, from a maximum of \$6,650.00 to \$6,935.00."

Which was read.

Also

Bill No. 1434. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 26, approved January 31, 1957, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural services in conjunction with the improvement of various parks and playgrounds in the Department of Parks

and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1435. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for landscape architectural services in conjunction with landscape improvements of the area surrounding the Panther Hollow Lake, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 1436. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement to be attached to and made a part of Contract No. 14546, increasing the fees for architectural services in conjunction with the improvement of Herschel Playground—Additional Facilities—(Upper area) from a maximum of \$1,325.00 to \$2,780.00."

Which was read.

Also

Bill No. 1437. An Ordinance entitled, "An Ordinance providing for a contract or contracts for landscape improvements of the area surrounding the Panther Hollow Lake in the Department of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1438. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of an architect or architects for architectural services, in connection with the rehabilitation of the new meter shop at 26th Street, Pittsburgh, Pa., for the Department of Water, and appropriating funds for such architectural services."

Which was read.

Also

Bill No. 1439. An Ordinance entitled, "An Ordinance authorizing a con-

tract or contracts for the furnishing and installation of a new gas-fired steam boiler and boiler room at the new meter shop, 26th Street, Pittsburgh, Pa., for the Department of Water, and the payment of the cost thereof."

Which was read.

Also

Bill No. 1456. An Ordinance entitled, "An Ordinance transferring the sum of \$4,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1498, Towing Contract, Bureau of Traffic Planning, Department of Public Safety."

Which was read.

Also

Bill No. 1457. An Ordinance entitled, "An Ordinance transferring the sum of \$2,000.00 from Code Account No. 1481, Salaries, to Code Account No. 1483, Miscellaneous Services, Bureau of Building Inspection, Department of Public Safety."

Which was read.

Also

Bill No. 1458. An Ordinance entitled, "An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1443, Salaries, to Code Account No. 1449, Supplies, Bureau of Police, Department of Public Safety."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1440. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the furnishing and installation of a new gas-fired water boiler at No. 38 Engine Company, Lemington Avenue, Pittsburgh, Pa., and for the payment of the cost thereof."

In Committee on Finance, September 30, 1958, bill read and amended in Section 1 by inserting in the blank space the words, "Code Account No. 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1459. An Ordinance en-

titled, "An Ordinance authorizing the issuance of a warrant in the amount of \$570.00 in favor of R. J. Omslaer Wrecking Company, 600 Allegheny Avenue, Pittsburgh 33, Pa., for the demolition and removal of the three-story frame dwelling located at 3449-51 Ridgeway Street, 6th Ward, without previous authority of law."

Which was read.

Also

Bill No. 1460. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in the amount of \$746.50 in favor of Duncan Parking Meter Corp., 835 North Wood Street, Chicago 22, Illinois, for the burning and removal of parking meter pipe sleeves, filling sidewalk holes with concrete and removing heavy walled pipe and installing standard pipe, without previous authority of law."

Which was read.

Also

Bill No. 1462. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of DePasquale and Sons, Inc., in the sum of \$2,368.00 in payment for extra work performed during the grading, paving and curbing of Chartiers Avenue, by Contract (Controller's Register No. 14718) for the benefit of the City without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. McCarthy
Mr. Fagan	Mr. Olbum

Mr. Rodgers

Mr. Gallagher  
(Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1454. Resolution authorizing the issuing of a warrant in favor of Michael A. Amen and Margaret C. Amen, 5621 Margaretta Street, Pittsburgh 6, Pa., in the sum of \$130.00 in full settlement of claim against the City of Pittsburgh for sidewalk on Mellon Street side of above property damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1455. Resolution authorizing the issuing of a warrant in favor of Mazie S. Langfitt, widow, 1133 Davis Avenue, Pittsburgh 12, Pa., in the sum of \$200.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1518. Report of the Committee on Public Works for September 30,

1958, transmitting three ordinances to Council.

Which was read, received and filed:

Also, with an affirmative recommendation,

Bill No. 1463. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of a boom extension for the Division of Heavy Equipment of the Bureau of Bridges, Highways and Sewers, of the Department of Public Works, and for the payment thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1223. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-E16, by changing from an 'S' District and an 'R2' District to a 'C3' District, all that certain property bounded by Brown's Hill Road; a line intersecting the northwest corner of property, now or late, of Protract Corporation, having frontage on Brown's Hill Road and Saline Street, and the Southwest corner of Beechwood Boulevard and Saline Street; Saline Street; and, a line perpendicular to Brown's Hill Road, which line intersects

the first angle point in the westerly line of Saline Street, south of Beechwood Boulevard."

In Committee on Public Works, September 30, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the property owner filing an agreement with the County of Allegheny that he will dedicate to the County 235 feet in case it is needed for widening of Brown's Hill Road or Beechwood Boulevard, provided same is approved by the Department of Law.

Which was read.

Also

No. 1519.

DEPARTMENT OF LAW

Pittsburgh, October 6, 1958

Council of the City of Pittsburgh  
Gentlemen:

In re: Bill No. 1223

Brown's Hill Road Zone Change

In reply to your communication of October 1, 1958, concerning the zone change in Brown's Hill Road requested by Harry Shapera, Esquire, we have been informed by the County Law Department that no agreement has as yet been reached with respect to the dedication to the County of a small portion of the property sought to be rezoned.

We will advise you when an agreement is entered into between Allegheny County and the zone change applicant.

Respectfully yours,

J. Frank McKenna, Jr.,  
City Solicitor

Which was read, received and filed.

Mr. Rodgers moved

That, in the absence of the report from the Department of Law, Bill No. 1223 be laid on the table.

Which motion prevailed.

Also

Bill No. 1225. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-N10-0, by changing from an "R4" Residence District to a "C3" Commercial District, all that certain property bounded by



South Side Avenue; Mathias Street; Lappe Lane; and Royal Street."

In Committee on Public Works, September 30, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the property owner filing a stipulation that he will limit the use of the rezoned property to that of a "C1" Commercial District, and that this stipulation before submission to Council to have the approval of the Department of Law.

Which was read.

Mr. Rodgers moved

That, in the absence of the report from the Department of Law, Bill No. 1225 be laid on the table.

Which motion prevailed.

Mr. Jones presented

No. 1520. Report of the Committee on Public Service and Surveys for September 30, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1318. An Ordinance entitled, "An Ordinance vacating a portion of DeSoto Street along the westerly line thereof, between points 33.16 feet and 142.96 feet north of Fifth Avenue."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1452. An Ordinance entitled, "An Ordinance amending Ordinance No. 679, approved December 22, 1951, entitled, 'An Ordinance granting unto the Equitable Life Assurance Society of the United States the right and privilege to construct, maintain and use the following encroachments in certain streets in the Second Ward of the City of Pittsburgh; a pedestrian underpass, a utility underpass and a 16-inch diameter cold water pipe, each being in the northerly and southerly sidewalk areas and in the roadway area of Liberty Avenue; etc.,' to change the size, location and clearance of the pedestrian and utility underpass."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1521. Report of the Committee on Lands, Buildings and Housing for September 30, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1441. Resolution authorizing sale to Paul W. Birkel, lots on Stafford Street, 20th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 1442. Resolution authorizing sale to Stephen J. Cannon, lots on Parklyn Street and Groveland Street, 32nd Ward, for the sum of \$3,500.00.

Which was read.

Also

Bill No. 1443. Resolution authorizing sale to John H. Duff, lots on Arnold Street, Elmont Street, Ford Street, Hollywood Street and Queensbury Street, 28th Ward, for the sum of \$12,500.00.

Which was read.

Also

Bill No. 1444. Resolution authorizing sale to Bernard Lennartz and Dolores J. Lennartz, his wife, lots on Leister Street, 24th Ward, for the sum of \$600.00.

Which was read.

Also

Bill No. 1445. Resolution authorizing sale to John Martire, lots on Dagmar Avenue, 19th Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 1446. Resolution authorizing sale to Stanford White and Mary L. White, his wife, lots on Ridgeway Street, 5th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 1447. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to convey the existing interest of the City of Pittsburgh for lot on Wylie Avenue, 3rd Ward, to the Urban Redevelopment Authority of Pittsburgh.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan:

Mr. President and Members of Council, I am happy to welcome a neighbor of mine as the new Sergeant of Arms in the person of Paul Nolan, who has been on the police force for many years. I think he is an outstanding replacement for Mose Jacobs, who had been here since City Hall was dedicated. I hope Mose Jacobs will continue to live and prosper and enjoy himself. I hope Paul will have as long a tenure as Mose Jacobs. It is a pleasure to have a man of his experience and ability to serve as the Sergeant of Arms in Council. I certainly want to welcome him as the new Sergeant of Arms.

Mr. Olbum:

Mr. President, may I add a few words of welcome to Mr. Nolan? He is not a neighbor of mine, but I have known him for twenty years. Mr. Nolan and I worked together for the County. He was employed by the old Pittsburgh Registration Commission where he served with distinction for many, many years. More recently he became a member of the Bureau of Police. The County's loss has become the City's gain. I want to welcome him to this new post to keep the fresh air coming into the Council Chamber until the year 2000.

The Chair:

Mr. Nolan is also a neighbor of mine. I want to echo what Mr. Fagan and Mr. Olbum have said. Welcome, Mr. Nolan.

Mr. Jones moved

That the Minutes of Council of Monday, September 29, 1958, be approved.

Which motion prevailed.

Mr. Jones moved

That Council recess until Tuesday, October 7, 1958, at one o'clock, P. M. (E. S. T.) for the purpose of receiving the Mayor's proclamation on Columbus Day.

Which motion prevailed.

And Council

Recessed.

Pittsburgh, Pa.,

Tuesday, October 7, 1958

And the hour of one o'clock, P. M. (E. S. T.) having arrived, and the time of the recess having expired, there were present:

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Absent:—

Mr. Weir

Mrs. D'Ascenzo presented

No. 1522. Whereas, On October 12, 1958, there will be unveiled in Schenley Park the magnificent Columbus Statue sculptured by the celebrated artist Frank Vittor and erected by the Order Sons of Columbus of America; and

Whereas, The land on which this statue is erected was dedicated by the City of Pittsburgh to this civic and patriotic project; and

Whereas, The City of Pittsburgh is grateful to the Order Sons of Columbus, under the leadership of its national president Charles G. Notari, for the work it has done through its members and friends in bringing about the completion of this beautiful statue which will be the second largest statue of Columbus in the United States; and

Whereas, The ceremony of the unveiling of the statue will be one of the first events in the celebration of the Pittsburgh Bicentennial; and

Whereas, The Mayor of Pittsburgh has proclaimed the period October 4 to 14, 1958, as COLUMBUS MEMORIAL WEEK; Therefore, Be It

Resolved, and it is hereby resolved, That the City Council of Pittsburgh will officially participate in the ceremony of the unveiling of the Columbus Memorial Statue and will offer its services in every way consistent with law to make Columbus Memorial Week successful and memorable to the people of Pittsburgh and Pennsylvania.

Which was read.

Mrs. D'Ascenzo moved

The adoption of the resolution.

Which motion prevailed.

Mr. Olbum:

Mr. President, two weeks ago you appointed a committee, consisting of Messrs. Jones and McCarthy and myself, to prepare a suitable resolution on the death of Judge A. Marshall Thompson. Your committee has prepared such a resolution, which I will now present on behalf of the committee.

Mr. Olbum presented

No. 1523.

THE MAYOR AND THE COUNCIL  
OF THE CITY OF PITTSBURGH,

Noting with deep regret the passing on September 21, 1958, of Judge A. Marshall Thompson, Judge of the Court of Common Pleas of Allegheny County;

Recognizing the dedicated and distinguished public service Judge Thompson rendered to the community of Pittsburgh and to the County of Allegheny over a period of many years, as Dean of the Law School of the University of Pittsburgh, and as Judge of the Court of Common Pleas;

Recognizing the superb qualities of mind and heart which endeared him to the many thousands whose good fortune it was to come within the sphere of his warmth and gentleness—his devotion to the law, his innate compassion, his abiding love for all his fellowmen, and his regard and respect for their divergent opinions; and

Keenly aware of the immeasurable loss suffered by the entire community in the death of this unusually fine and decent human being;

Hereby publicly record their sorrow,

and express their sincere sympathy to Judge Thompson's widow and to his brothers, to whom a copy of this Resolution shall be forwarded after it is duly spread upon the minutes of this meeting.

Which was read.

Mr. Olbum moved

The adoption of the resolution.  
Which motion prevailed.

And on motion of Mr. Jones  
Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, October 13, 1958.

No. 33

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, October 13, 1958

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, Ladies and Gentlemen, we are honored this afternoon by the presence of Reverend Francis J. Kuczynski, Assistant Pastor, Holy Family Church, 240 Forty-Fourth Street, who will deliver the invocation.

Reverend Francis J. Kuczynski, Assistant Pastor, Holy Family Church, 240 Forty-Fourth Street, offered the following prayer:

Almighty and Eternal God, as we begin this week's sessions of the Council, look down with favor on all who are gathered here. May they be supremely concerned about observing those moral and spiritual standards and principles which Thou has ordained.

Help them to believe that no needed blessing wilt Thou withhold from them if they walk uprightly, and that Thou canst bring to fulfillment every noble aspiration which stirs their souls.

Grant that they may meet and master all their difficult civic problems with an assurance of Thy guiding and sustaining presence.

May our Mayor, our Councilmen, and all who hold positions of leadership and authority in our City be animated by sincere and lofty ambitions.

Help them to walk circumspectly and with dignity and humility as they meet the duties and responsibilities of their high vocation.

Hear us in the name of the Christ who came that we might have life and have it more abundantly. Amen.

May the blessings of the Almighty God, The Father, Son and The Holy Ghost descend upon you and remain forever. Amen.

The Chair:

Thank you Father Kuczynski for your very inspiring prayer.

#### PRESENTATIONS

Mr. Fagan presented

No. 1524. Resolution authorizing sale to Philip H. Dutch, lots on Fernwald Road and Forward Avenue, 14th Ward, for the sum of \$1,200.00.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1525. An Ordinance approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance

No. 192, approved May 10, 1958, for an addition to the West Liberty Elementary School in an "R1" District, at Dunster and La Moine Streets, 19th Ward, City of Pittsburgh.

Also

No. 1526. An Ordinance amending Zoning Ordinance No. 192 approved May 10, 1958, Zoning District Map Sheet Z-0-W16, by changing from an "S" District to an "R2" District, all that certain property, now or late, of Bernice E. and E. S. Weidman on the northerly side of Berdella Street, 20th Ward, known as lot numbered 12 in the Spear and Zahniser Sub-Plan.

Which were read and referred to the Committee on Public Works.

Mr. McCarthy presented

No. 1527. Resolution authorizing the issuing of a warrant in favor of Alex J. Mallozzi, 534 Independence Drive, Clairton, Pa., in the sum of \$120.00 in full settlement of claim against the City of Pittsburgh for truck damaged July 2, 1958, on Tunnel Street by Bureau of Fire truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1528. Resolution authorizing the issuing of a warrant in favor of Frank J. Palm, 1326 Arkansas Avenue, Pittsburgh 16, Pa., in the sum of \$500.00 in full settlement of claim against the City of Pittsburgh for car damaged August 4, 1958, in 600 block West Warrington Avenue by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1529. Communication from the Historical Society of Western Pennsylvania requesting an appropriation of \$2,000.00 for 1959.

Which were severally read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 1530. An Ordinance providing for a contract or contracts for rehabilitation of roadway, curbs and sidewalks, and other work incidental thereto of the Robert McAfee Bridge and approaches, and providing for the payment of the cost thereof.

Also

No. 1531. An Ordinance widening Mt. Pleasant Road in the Twenty-sixth Ward of the City of Pittsburgh, from the southerly line of the "Eastside Plan of Lots" to the westerly line of Reserve Township.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 1532. Communication from Carpenters' District Council of Pittsburgh and Vicinity submitting new wage scale of its members effective June 1, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 1533. Communication from Swisshelm Park Civic Club calling attention to break in a sanitary sewer about one-quarter of a mile below Braddock Avenue, 14th Ward, and requesting its repair.

Also

No. 1534. Communication from Swisshelm Park Civic Club relative to the Nine Mile Run Drain.

Which were read and referred to the Committee on Public Works.

#### UNFINISHED BUSINESS

The Chair took up

Bill No. 1223. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-E16, by changing from an 'S' District and an 'R2' District to a 'C3' District, all that certain property bounded by Brown's Hill Road; a line intersecting the northwest corner of property, now or late, of Prodict Corporation, having frontage on Brown's Hill Road and Saline Street, and the southwest corner of Beechwood Boulevard and Saline Street; Saline Street; and, a line perpendicular to Brown's Hill Road, which line intersects the first angle point in the westerly line of Saline Street, south of Beechwood Boulevard."

In Council, October 6, 1958, bill read and laid on the table pending receipt of report from the Department of Law.

Which was read.

Also

No. 1535.

DEPARTMENT OF LAW

Pittsburgh, Pa.,  
October 10, 1958.

Honorable President and Members  
City Council  
City of Pittsburgh.

In Re: Bill No. 1223, Brown's  
Hill Road Zone Change.

Gentlemen:

In your communication of October 1, 1958, it was indicated that Council had taken affirmative action on the request for a zone change on Brown's Hill Road (Bill No. 1223) "subject to approval by the Department of Law of an Agreement to be entered into between the owner(s) of said property and the County of Allegheny providing for the dedication of 285 feet of aforesaid property for improvement purposes, if necessary."

We have been advised by the County Law Department that the owners of the affected property have submitted a deed of dedication to the County Law Department and the County Planning Department. The County Law Department has found the deed to be in proper form. The County Planning Department has forwarded the deed of dedication to the County Commissioners recommending acceptance. We have been informed that the matter will be taken up by the Commissioners at their meeting on Thursday, October 16, 1958.

Very truly yours,

J. Frank McKenna, Jr.,  
City Solicitor.

Which was read, received and filed.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Gallagher
Mr. Jones	(Pres't)
Mr. McCarthy	

Ayes 8. Noes none.

And there being three-fourth of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1536. Report of the Committee on Finance for October 7, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1477. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Kathryn M. Stewart et vir; Laurence Niedbalski et ux; Margaret W. Urbanlak; Sarah A. Simmons; and Jack Vojtash et ux, certain properties situate in the Sixteenth (16th) Ward of the City of Pittsburgh, Pennsylvania, for park purposes; and providing for the payment of the same."

Which was read.

Also

Bill No. 1492. An Ordinance entitled, "An Ordinance exempting the position of Asphalt Technologist (Grade 9), in the Bureau of Tests of the Department of Supplies, as created by Section 24 of Ordinance No. 491, approved December 30, 1957, from so much of the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, as require employees to have resided in the City of Pittsburgh at least two years immediately prior to appointment, and authorizing the said Department to employ a person who does not meet such requirement."

Which was read.

Also

Bill No. 1504. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the hauling and final disposition of Municipal Incinerator residue for the calendar year 1959, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1505. An Ordinance entitled, "An Ordinance providing for a contract or contracts for collection of garbage and household refuse within Wards No. 21 to 27, inclusive, of the City of Pittsburgh, and depositing of same in the receiving bins of the Municipal Incinerator Plant, for the calendar year 1959, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1506. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the rental of one (1) Diesel Powered Shovel for use in the Bureau of Refuse, Department of Public Works, during the calendar year 1959, and for the payment of the cost thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1491. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$50,000.00 to Code Account No. 44-M, Workmen's Compensation Fund."

In Committee on Finance, October 7, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller relating thereto.

Which was read.

Mr. McCarthy moved

That Bill No. 1491 be laid on the table pending receipt of Certificate of Emergency signed by the Mayor and the City Controller relating thereto.

Which motion prevailed.

Also

Bill No. 1495. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in the amount of \$894.00, in favor of H. Kalson Co., Inc., 3128 Liberty Avenue, Pittsburgh 1, Pa., for the demolition and removal of two-story and basement frame dwelling located at 226 Brereton Street and the 2-story double frame dwelling located at rear 228 Brereton Street, 2nd Ward, without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.



And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1475. Resolution authorizing and directing the Director of the Department of Parks and Recreation to grant an extension of sick leave with pay, not to exceed 45 days, starting October 6, 1958, to Emmett Ricards, Director of Activities, Bureau of Recreational Activities, Department of Parks and Recreation.

Which was read.

Also

Bill No. 1478. Resolution exonerating City taxes against properties in the 16th and 17th Wards, which were acquired at various Treasurer's Sales and were to be conveyed to the School of District of Pittsburgh pursuant to Resolution No. 283 of 1958, approved July 23, 1958, because by reason of said conveyance the delinquent taxes are not collectible; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs thereof to the City of Pittsburgh.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1493. Resolution authorizing the issuing of a warrant in favor of Walter H. Schutzman, 2416 Clearview Drive, Glenshaw, Pa., in the sum of \$194.24 in full settlement of claim

against the City of Pittsburgh for car damaged August 4, 1958, in 600 block West Warrington Avenue by Frank J. Palm car which had been struck by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1496. Resolution authorizing the issuing of a warrant in favor of Hoseman Alphonse V. Masillon—\$61.67; Hoseman Henry M. O'Neil—\$67.39 and Hoseman John H. Ryan—\$66.50, for payment of uniform clothing which was ruined while they were fighting a fire in a building located at 7227 Kelly Street on November 27, 1957, and charging same to Code Account No. 1470—Purchase of Uniforms, Bureau of Fire, Department of Public Safety.

Which was read.

Also

Bill No. 1497. Resolution authorizing the issuing of a warrant in favor of Patrolman Charles Robinson of Station No. 2, Bureau of Police, Department of Public Safety, in the amount of \$9.50 for payment of repair to eye glasses which were damaged at No. 3 Chauncey Street, while he was on duty and assisting in the search for a hand grenade, and charging same to Code Account No. 1447, Miscellaneous Services, Bureau of Police, Department of Public Safety.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1537. Report of the Committee on Public Works for October 7, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1507. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of shovels for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 1510. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Silverton Avenue, from Everton Street to Hilliards Street, and Hilliards Street from Oakdene Street to Oakford Way, including other work incidental thereto, and the laying and relaying of water lines, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 1538. Report of the Committee on Public Safety for October 7, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1501. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Also

Bill No. 1502. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 1539. Report of the Committee on Lands, Buildings and Housing for October 7, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1481. Resolution authorizing sale to Andrew Berta and Elizabeth Berta, his wife, part of lot on Lougean Avenue, 31st Ward, for the sum of \$450.00.

Which was read.

Also

Bill No. 1482. Resolution authorizing sale to Al Hockaday, Jr., and Thelma Hockaday, his wife, lots on Lawn-  
dale Street, 13th Ward, for the sum of \$625.00.

Which was read.

Also

Bill No. 1483. Resolution authorizing sale to Mario Noro and Udillia Noro, his wife, part of lot on Eastern Avenue, Borough of Aspinwall, for the sum of \$200.00.

Which was read.

Also

Bill No. 1484. Resolution authorizing sale to Pannier Bros. Stamp Co., a Pennsylvania Corporation, parts of lots on East Lacock Street, 22nd Ward, for the sum of \$5,500.00.

Which was read.

Also

Bill No. 1485. Resolution authorizing sale to J. P. Richtarsic and Helen E. Richtarsic, his wife, lot on Wabash Avenue, 20th Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 1486. Resolution repealing Resolution No. 477, approved December 4, 1957, authorizing sale to Joseph A. Steedle, lots on Narcissus Avenue, 20th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 1487. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, in the name of the City of Pittsburgh, to enter into a lease with the Leo B. Shapera Agency for Suite 405 in the B. F. Jones Law Building, containing 900 square feet, and a storage room in the basement thereof, situate at 430 Fourth Avenue, to be used by the Office of Civil Defense of Pittsburgh, for a term of 18 months, beginning November 1, 1958, and ending April 30, 1960, for a total rental of \$5,400.00, payable in monthly installments of \$300.00 each, and charging same to Code Account No. 1361, Miscellaneous Services.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones moved

That the Minutes of Council of Monday, October 6, 1958, and Tuesday, October 7, 1958, be approved.

Which motion prevailed.

Mr. Fagan moved

That the Council adjourn today out of respect to the memory of Pope Pius XII, who was buried today. Pope Pius was loved by the members of his faith and admired by people outside of his faith.

In addition to the motion, I want to express my thanks and appreciation for the wonderful response of the members

of Council to the invitation of His Excellency, Bishop John F. Deardon, to attend the solemn requiem mass this morning in St. Paul's Cathedral which was offered for the repose of the soul of Pope Pius XII. It was very gratifying and edifying to have all the members of Council attend this solemn mass, except one, who I understand was ab-

sent because of illness. I am sure that it was gratifying for all of us to be there in memory of this man of God.

Which motion prevailed by a rising vote.

And

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, October 20, 1958.

No. 34

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, October 20, 1958.

Council met.

Present:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

The Chair:

Members of Council, Ladies and Gentlemen, we are honored this afternoon by the presence of Reverend James A. Cox, Pastor, Calvary Baptist Church, 2629 Wylie Avenue, Pittsburgh 19, Pa., who will deliver the invocation.

Reverend James A. Cox, Pastor, Calvary Baptist Church, 2629 Wylie Avenue, Pittsburgh 19, Pa., offered the following prayer:

O Father God Who hast been our dwelling place in all generations, we bow our heads in humble submission to Thy great name this day, being fully conscious that with Thee all things are possible and without Thee we are as nothing.

As we Thy children call upon Thee, we would have Thee to know how grateful we are for Thy gifts of health, and strength, food and raiment and above all for the gift of Thy Son that we might have a right to eternal life.

We would not begin this meeting without first beseeching Thy guidance and direction in all our deliberations.

Smile Thou down upon these who have the responsibility of government in their hands. Endow them with a portion of Thy love that they may manifest compassion, wisdom that they may legislate with foresight, integrity that they may stand by their true and honest convictions, and mercy that they may apply it to their justice.

And when life's journey is over, grant unto them the final privilege of being a part of that great spiritual council meeting over which Thou and Thy Angels shall provide forever.

This is our humble prayer. Amen.

The Chair:

Thank you Reverend Cox for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1540. An Ordinance providing for a contract or contracts for furnishing and installing a 42" pre-stressed concrete cylinder pipe and appurtenances from 40th and Foster Streets to 38th and Charlotte Streets, Department of Water, and for the payment of the cost thereof.

Also

No. 1541. An Ordinance providing for charges by the Department of Water for labor and inspection in mak-

ing and removing water line service connections, and in cutting pipe for water mains.

Also

No. 1542. An Ordinance providing for a contract or contracts for replacement or extension of cast iron pipe lines in various locations of the City of Pittsburgh—Contract No. 3—and other work incidental thereto including engineering and other necessary expenses, and for the payment of the cost thereof.

Also

No. 1543. An Ordinance providing for a contract or contracts for construction of the new Highland Pumping Station and appurtenances at North Negley Avenue and Mellon Terrace, adjacent Highland Park Reservoir No. 2, Department of Water, and for the payment of the cost thereof.

Also

No. 1544. Communication from the Department of Water submitting report of overtime services performed by employees in the department during the month of September, 1958.

Which were severally read and referred to the Committee on Finance.

Mrs. D'Ascenzo presented

No. 1545. Communication from Department of Parks and Recreation relative to extra work on contract for improvement of Sophia Evert No. 4 Playgorund.

Also

No. 1546. Communication from Department of Parks and Recreation requesting permission for Allen E. Rsedorph, Superintendent, Bureau of Recreation Activities, to attend the Governor's Conference on Fitness to be held in Harrisburg, Pa., November 6 and 7, 1958.

Also

No. 1547. Communication from Department of Parks and Recreation requesting permission for Herman Bahr, Central Division Supervisor, to attend the Winter School for Turf Managers at the University of Massachusetts, from January 12 to March 6, 1959.

Which were severally read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1548. An Ordinance authorizing a contract or contracts for the furnishing and installation of a new gas-fired steam boiler at the Comfort Station at 22nd Street, South Side, Pittsburgh, Pa., and for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1549. Resolution authorizing sale to William V. Poliziani and Darinda Poliziani, his wife, lot on Glen Mawr Avenue, 20th Ward, for the sum of \$400.00.

Also

No. 1550. Resolution authorizing the Mayor, on behalf of the City of Pittsburgh, to join with the County of Allegheny and School District of Pittsburgh on the one part, and the Housing Authority of the City of Pittsburgh on the other part, in separate agreements for sale of lots on Columbo, Fern, Evaline and Breesport Streets, for the sum of \$2,820.00; also property on Columbo Street, for the sum of \$140.00, free and clear of all encumbrances, and upon receipt of said sums, to execute and deliver Deeds for the interest of the City of Pittsburgh in said lots.

Also

No. 1551. Resolution amending Resolution No. 247, approved June 26, 1958, authorizing sale to Charles W. Mutzabaugh and Marcella Mutzabaugh, his wife, lot on Saranac Avenue, 19th Ward, for the sum of \$375.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1552. Communication from Edward H. Litchfield, Chancellor, University of Pittsburgh, transmitting a drawing of that part of the University of Pittsburgh campus site plan which relates to the proposed relocation of Forbes Avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 1553. An Ordinance granting unto The Kroger Company, 501

Pressley Street, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a reinforced concrete vault with hinged steel grating, to be used for electrical purposes, in the northerly sidewalk area of North Canal Street, 23rd Ward, Pittsburgh, Pennsylvania.

Also

No. 1554. Communication from Department of City Planning recommending the vacation of Loughrey Street between Northumberland Street and Gladstone Road.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1555. An Ordinance providing for contracts for the leasing of 80 column tabulating machines and equipment, or equal, for the tax billing, payroll, delinquent tax collections, and other municipal accounting services in the Department of City Treasurer for 1959, and for the payment thereof.

Also

No. 1556. An Ordinance appropriating and setting aside the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00) to a new code account to be designated No. 79, Urban Redevelopment Authority of Pittsburgh, for the purpose of making a grant to the Urban Redevelopment Authority of Pittsburgh for commencing the preparation of surveys and plans for the proposed Allegheny Center urban renewal projects in the North Side section of the City.

Also

No. 1557. Resolution exonerating City Taxes against the City of Pittsburgh, County of Allegheny and School District of Pittsburgh, for property in the 12th Ward for the years 1951 to 1954, inclusive, in the total sum of \$71.25 for the reason that the assessment is to be transferred to the exempt classification, the property having been taken at tax sale and the property being non-income property; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Also

No. 1558. Resolution exonerating City Taxes against the County of Allegheny, City of Pittsburgh, and School District of Pittsburgh No. 6 for property in the 13th Ward for the years 1951 to 1954, inclusive, in the total sum of \$157.45, for the reason that the property is non-income property and is entitled to exemption under the Act; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Also

No. 1559. Resolution exonerating City Taxes against the County of Allegheny, City of Pittsburgh and School District of Pittsburgh No. 3, for property in the 13th Ward, for the years 1951 to 1954, inclusive, in the sum of \$22.50, for the reason that assessment was transferred from the taxable to the exempt classification on account of being non-income property; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Also

No. 1560. Resolution exonerating City Taxes against the City of Pittsburgh, County of Allegheny and School District of Pittsburgh No. 2, for property in the 26th Ward, for the years 1952 to 1954, inclusive, in the total sum of \$97.00, for the reason that the assessment is to be transferred to the exempt classification, the property being non-profit income property and the Planning Commission having disapproved it for sale; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Also

No. 1561. Resolution exonerating City Taxes against Central Young Men's and Women's Hebrew Association, for property in the 4th Ward, for the years 1938 to 1954, inclusive in the total sum of \$30,387.80, for the reason that the property is now classified as exempt, and revivals of liens would, accordingly, result in waste of money; authorizing and directing the proper officers of the

City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Also

No. 1562. Resolution authorizing the issuing of a warrant in favor of Teresa Greco, c/o Herbert G. Sheinberg, Esq., 1103 Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$150.00 in full settlement of suit against the City of Pittsburgh for injuries sustained May 21, 1955, on Maxwell Way sidewalk adjacent to Belvedere General Hospital, and charging same to Code Account No. 46, Judgments.

Also

No. 1563. Communication from Miss Barbara Grebner, 5123 Dresden Way, 9th Ward, requesting to be relieved from payment of judgment of \$908.62 for repairs made necessary by a broken water main.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1564. An Ordinance providing for the letting of contracts for the following services in the Department of Public Safety, for the year 1959; Telephone service to the City of Pittsburgh and maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, Maintenance of Facilities and the collection, care and disposal of dogs and cats arrested in the City of Pittsburgh, Pennsylvania.

Also

No. 1565. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Aluminum Mast Arms for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 1566. An Ordinance providing for the letting of a contract for the furnishing of eighteen (18) mono-tube type steel poles for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof.

Also

No. 1567. Communication from

Department of Public Safety requesting permission for Anthony Miscimarra, Assistant Traffic Engineer, and Paul Belec and George Leary, Electric Traffic Repairmen, to attend a course of instruction at the Automatic Signal Division of Eastern Industries, Inc., at East Norwalk, Connecticut—the date to be determined later.

Also

No. 1568. Communication from Department of Public Safety requesting permission for Michael J. Gittens, Traffic Engineer to attend annual meeting of Institute of Traffic Engineers to be held in Miami Beach, Florida, from November 10th through November 14th, 1958.

Also

No. 1569. Communication from Department of Public Safety requesting permission for Dorothy Wills, Supervisor and Helen Hinckley, Assistant Supervisor of Traffic Information to attend National Safety Congress to be held in Chicago, Illinois, from October 19th through October 24th, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 1570. An Ordinance providing for a contract or contracts for the construction and reconstruction of a public sewer in the "Carnegie Tech Bowl" on the campus of the Carnegie Institute of Technology, including all other work in connection therewith and providing for the payment of the cost thereof.

Also

No. 1571. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the month of September, 1958.

Which were read and referred to the Committee on Finance.

Also

No. 1572. An Ordinance providing for the letting of a contract for the furnishing and delivery of Street Hose for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof.



Also

No. 1573. An Ordinance authorizing and directing the Grading, Paving and Curbing of Callstoga Place, from the north line of the Borough of Wilkinsburg to the Jacob Weinman property line 1125 feet northwardly therefrom; and Sonny Street from Square Way to Callstoga Place, including other work incidental thereto, and the construction of storm and sanitary sewers on Callstoga Place and Sonny Street, with sanitary and storm house sewer laterals, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 1574. Communication from Richard B. Homic requesting abatement of liens for water charges against property of Joseph B. Homic situate at 955 Woods Run Avenue for the years 1954, 1955 and 1956.

Which were read and referred to the Committee on Finance.

#### UNFINISHED BUSINESS

The Chair took up

Bill No. 1225. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-N10-0, by changing from an 'R4' Residence District to a 'C3' Commercial District, all that certain property bounded by South Side Avenue; Mathias Street; Lappe Lane; and Royal Street."

In Council, October 6, 1958, bill read and laid on the table pending receipt of report from the Department of Law.

Which was read.

Also

No. 1575.

#### DEPARTMENT OF LAW

Pittsburgh, October 15, 1958.

Honorable President and Members  
City Council  
City of Pittsburgh

In re: Zone Change  
(Bill No. 1225)

Gentlemen:

In your communication of October 3, 1958, (Bill No. 1225), it was indicated that Council had approved a change of zoning classification in a certain area of the North Side from an "R4" Residence District to a "C3" Commercial District, subject to approval by this Department of an agreement binding the owners to limit the uses of the property involved to those permitted in a "C1" Commercial District.

The purpose of the zone change is to permit the erection of a supermarket to serve the adjoining residential neighborhood, including the middle income housing development now being built.

To afford maximum protection to the residential uses, Council desired to limit the zone change to a "C1" Commercial District, in which a supermarket not exceeding a gross floor area of 10,000 square feet is permitted. The petitioners for the zone change contended that an establishment limited to 10,000 square feet would not be feasible. Only in a "C3" Commercial District could a supermarket exceeding 10,000 square feet in area be constructed. The Committee on Public Works, therefore, affirmatively recommended the change to a "C3" Commercial classification provided the uses to which the property may be put, as distinguished from the area requirements, were limited to "C1" Commercial District uses.

On October 14, 1958, counsel for the owners of the property submitted a covenant agreement with Spring Hill Gardens, Inc., a nonprofit corporation, which will construct and operate the middle income housing development. In the agreement the owners covenant that the property involved will be "limited in the types of use to the types of uses, accessory uses and use exceptions which would be permitted under a 'C1' District, \* \* \*" In our opinion the covenant agreement which has been submitted, and which will be recorded upon final action by Council, carries out the intent of the recommendation made by the Committee on Public Works.

Very truly yours,

J. Frank McKenna, Jr.  
City Solicitor

Which was read, received and filed.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1576. Report of the Committee on Finance for October 14, 1958, transmitting an ordinance and two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1527. Resolution authorizing the issuing of a warrant in favor of Alex J. Mallozzi, 534 Independence Drive, Clairton, Pa., in the sum of \$120.00 in full settlement of Claim against the City of Pittsburgh for truck damaged July 2, 1958, on Tunnel Street by Bureau of Fire truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1528. Resolution authorizing the issuing of a warrant in favor of Frank J. Palm, 1326 Arkansas Avenue, Pittsburgh 16, Pa., in the sum of \$500.00 in full settlement of claim against the City of Pittsburgh for car damaged August 4, 1958, in 600 block West Warrington Avenue by Bureau of Refuse truck; and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan,	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Also

Bill No. 1490. An Ordinance entitled, "An Ordinance fixing the interest rate on General Public Improvement Peoples Bonds of 1958, Series 'B,' and levying an annual tax to pay the principal, interest and any tax levied on said bonds."

In Committee on Finance, October 14, 1958, bill read and amended in the second and third preambles and in Sections 1 and 2 by inserting as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 1577. Report of the Committee on Public Works for October 14, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1525. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for an addition to the West Liberty Elementary School in an 'R1' District, at Dunster and LaMoine Streets, 19th Ward, City of Pittsburgh."

Which was read.

Also

Bill No. 1530. An Ordinance entitled, "An Ordinance providing for a contract or contracts for rehabilitation of roadway, curbs and sidewalks, and other work incidental thereto of the Robert McAfee Bridge and approaches, and providing for the payment of the cost thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 1578. Report of the Committee on Lands, Buildings and Housing for October 14, 1958, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1524. Resolution authorizing sale to Phillip H. Dutch, lots on Fernwald Road and Forward Avenue, 14th Ward, for the sum of \$1,200.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan

Mrs. D'Ascenzo

Mr. Fagan

Mr. Jones

Mr. McCarthy

Mr. Olbum

Mr. Rodgers

Mr. Weir

Mr. Gallagher

(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Olbum moved

That the Minutes of Council of Monday, October 13, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Jones,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, October 27, 1958.

No. 35

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Monday, October 27, 1958

Pittsburgh, Pa.,

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, Ladies and Gentlemen, we are honored this afternoon by the presence of Reverend Donald McIlvane, Assistant Pastor, St. Paul's Cathedral, who will deliver the invocation.

Reverend McIlvane, Assistant Pastor, St. Paul's Cathedral, offered the following prayer:

O God, we know you as the Lord and Master of all mankind. By your almighty power were created the heavens and the earth and all things therein. With your wisdom and goodness, you watch over and direct all the things that You created. Give us this same outlook in our work as civil legislators. Help us always to think of all the people in our city. Help us not to overlook the special needs of various groups of people or of special

parts of our city. Help us in all things always to put the common good of all the people first.

O God, we know you as the Creator of the high mountains and the depths of the sea. We know also, God, that you created many tiny animals and insects. You are big enough—ininitely big—to care about small things. Our work as legislators of a city makes us concern with little things. The paving of one street, the regulation of the sale of some special item, the appropriation of funds for one small building—these are small things. They are not small in the lives of the people whom they affect. Help us God always to bring our best efforts to the small tasks we are given. Give us the wisdom to solve them properly. Give us the patience to deal with them well. Amen.

The Chair:

Thank you Father McIlvane for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1579. Resolution authorizing and directing the City Treasurer to accept the sum of \$91.78 in settlement of metered water charges billed the property of Nathaniel Johnson, 254 Wick Street, 3rd Ward, for the 4th quarter of 1954 and the years 1955, 1956, 1957 and 1st, 2nd and 3rd quarters of 1958.

Which was read and referred to the Committee on Finance.

Mrs. D'Ascenzo presented

No. 1580. An Ordinance providing for a contract or contracts for the decoration of the Christmas Tree at Mellon Square, and for the payment of the cost thereof.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Fagan presented

No. 1581. Resolution authorizing sale to Stanley A. Bikulege and Irene M. Bikulege, his wife, lots on Glenroy Street, 29th Ward, for the sum of \$650.00.

Also

No. 1582. Resolution authorizing sale to Alden Coughenour, lots on Triana Street, 29th Ward, for the sum of \$1,500.00.

Also

No. 1583. Resolution authorizing sale to Elmer E. Nestor and Marie Nestor, his wife, parts of lots on Termon Avenue, 27th Ward for the sum of \$800.00.

Also

No. 1584. Resolution authorizing sale to Joseph Sayko and Rose Sayko, his wife, lots on Shelton Street, 26th Ward, for the sum of \$600.00, and repealing Resolution No. 364, approved October 2, 1958, authorizing sale of said lots to Anna Quattrocchi, for the sum of \$600.00.

Also

No. 1585. Resolution authorizing sale to Susan Statewicz, parts of lots on Mary Ann Street, 17th Ward, for the sum of \$400.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1586. An Ordinance re-establishing the grade of Curranhill Avenue, from West Liberty Avenue to the intersection of Shiras Avenue and Ringwalt Street.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1587. An Ordinance transferring the sum of \$3,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1081, Petty Claims, Department of Law.

Also

No. 1588. Resolution authorizing the issuing of duplicate warrants to Professional Sales Company to replace Warrant No. 44333, dated May 28, 1953, and to Mathew Moschetti to replace Warrant No. 16188, dated July 9, 1958, in the same amounts, which were lost or destroyed.

Which were read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1589. An Ordinance authorizing the issuance of a warrant in the amount of \$615.00 in favor of Charles Wright, 1883 Duncan Avenue, Allison Park, Pa., for the razing and removal of the 2-story and basement frame dwelling located at 21 Yale Street, 25th Ward, without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 1590. An Ordinance providing for a contract or contracts for the grading, paving and curbing of Rhine Street, from Buente Street to the northerly line of the Spring Hill Gardens Plan of Lots, including other work incidental thereto, and for the payment of the cost thereof.

Also

No. 1591. An Ordinance transferring the sum of \$67,900.00 to Code Accounts within the Bureau of Automotive Equipment, Department of Public Works.

Also

No. 1592. An Ordinance transferring the aggregate sum of \$16,700.00 within Code Accounts of the Department of Public Works.

Also

No. 1593. An Ordinance transferring the aggregate sum of \$18,000.00 within code accounts of the Bureau of Refuse, Department of Public Works.

Also

No. 1594. An Ordinance authorizing the issuance of a warrant in favor of Fort Pitt Bridge Works in the sum of \$2,670.66 in payment of freight charges on structural steel and castings for the Wylie Avenue Bridge, shipped to Leetsdale, Pennsylvania, and for four (4) months storage charges to December 31, 1958, for the benefit of the City, without previous authority of law.

Also

No. 1595. Communication from the Department of Public Works requesting permission to have extra work performed on the contract for the repaving of Kirsopp Avenue, from a point approximately 258 feet southeast of Greenside Avenue, by removing 520 cubic yards of unsuitable material below sub-grade.

Which were severally read and referred to the Committee on Finance.

Also

No. 1596. An Ordinance opening Bruner Street, from Birmingham Way to Laughlin Avenue, at the intersection of Linnview Avenue.

Also

No. 1597. An Ordinance granting unto the Allegheny County Sanitary Authority the right, privilege and authority to resurface a portion of Preble Avenue abutting the Authority's Pittsburgh Sewage Treatment Plant.

Also

No. 1598. An Ordinance accepting the dedication of Rosecrest Drive, in the Tenth Ward of the City of Pittsburgh, as laid out in "Stanton Heights Manor No. 1 Plan of Lots," from the dividing line between "Stanton Heights Manor No. 1 Plan of Lots" and "Highland View Plan of Lots" to a point of curve 593.65 feet at Manorland Avenue, opening and naming the same, fixing the width and position of the roadway and sidewalks thereof, and establishing the grade thereof.

Also

No. 1599. Communication from the Department of Public Works requesting that the Department of Law be instructed to take steps to have the Baltimore & Ohio Railroad Company remove retaining wall on Second Avenue which is being repaved between Brady Street and Bates Street.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 1600. Communication from Summit Post 7090, Veterans of Foreign Wars, requesting an appropriation in 1959 to help defray expenses for a Fourth of July celebration.

Also

No. 1601. Communication from

Sterling L. Morelock, C.M.H., Disabled American Veterans, requesting an appropriation of \$1500.00 for Memorial and Gold Star services at its 29th Annual Convention in Pittsburgh, June 11th to 13th, 1959.

Also

No. 1602. Communication from International Brotherhood of Electrical Workers, Local Union No. 5, submitting wage scale for its members who are employed by the City of Pittsburgh for the year 1959.

Also

No. 1603. Communication from David Tau, Secretary-Treasurer, Bridge, Structural & Ornamental Ironworkers, Local Union No. 3, relative to a wage increase of members, effective July 16, 1958.

Also

No. 1604. Communication from Oakhurst Realty Corporation requesting abatement of penalty and interest on water charges against property situate at 813-15 Lovett Way for the years 1952-53-54-55-56-57 and 1958.

Also

No. 1605. Communication from Mrs. Robert I. Irwin, 5615 Stanton Avenue, transmitting copy of letter sent to the Department of Law requesting relief from the payment of judgment in the amount of \$510.00 for personal injuries sustained by Mrs. Schwartz by falling on sidewalk at 5611 Stanton Avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 1606. Communication from Department of Public Safety requesting the Department of Lands and Buildings to proceed to procure a site for a new berth for the Police River Patrol Boat and the Fire Boat.

Which was read and referred to the Committee on Lands, Buildings and Housing.

#### UNFINISHED BUSINESS

The Chair took up

Bill No. 1491. An Ordinance entitled, "An Ordinance appropriating and

setting aside the sum of \$50,000.00 to Code Account No. 44-M, Workmen's Compensation Fund."

In Council, October 13, 1958, bill read and laid on the table pending receipt of Certificate of Emergency signed by the Mayor and the City Controller relating thereto.

Which was read.

Also

No. 1607.

**CITY OF PITTSBURGH  
CERTIFICATE OF EMERGENCY**

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, the City Solicitor in letters addressed to the Mayor and the City Controller under date of October 6, 1958, has stated that because of recent fires and accidents, suffered particularly by Firemen and Policemen of the City of Pittsburgh, the City's Workmen's Compensation liability has increased tremendously due to increases in medical, hospital and therapeutic rates as well as the substantial rise in compensation rates, requiring the appropriation of the sum of \$50,000.00 to Code Account No. 44-M, Workmen's Compensation Fund, to meet payments to the end of the year; and

Whereas, such appears to be a good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, we, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh, the existence of an emergency requiring the appropriation of the sum of \$50,000.00 to Code Account No. 44-M, Workmen's Compensation Fund, for the payment of compensation and other expenses connected therewith to the end of the year.

David L. Lawrence,

Mayor

Edward R. Frey

City Controller

Dated, October 8, 1958.

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Prest)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**REPORTS OF COMMITTEES**

Mr. McCarthy presented

No. 1608. Report of the Committee on Finance for October 21, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1540. An Ordinance entitled, "An Ordinance providing for a contract or contracts for furnishing and installing a 42" prestressed concrete cylinder pipe and appurtenances from 40th and Foster Streets to 38th and Charlotte Streets, Department of Water, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1541. An Ordinance entitled, "An Ordinance providing for charges by the Department of Water for labor and inspection in making and removing water line service connections, and in cutting pipe for water mains."

Which was read.

Also

Bill No. 1542. An Ordinance entitled, "An Ordinance providing for a



contract or contracts for replacement or extension of cast iron water pipe lines in various locations of the City of Pittsburgh—Contract No. 3—and other work incidental thereto, including engineering and other necessary expenses, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1543. An Ordinance entitled, "An Ordinance providing for a contract or contracts for construction of the new Highland Pumping Station and appurtenances at North Negley Avenue and Mellon Terrace, adjacent Highland Park Reservoir No. 2, Department of Water, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1555. An Ordinance entitled, "An Ordinance providing for contracts for the leasing of 80 column tabulating machines and equipment, or equal, for the tax billing, payroll, delinquent tax collections, and other municipal accounting services in the Department of City Treasurer for 1959, and for the payment thereof."

Which was read.

Also

Bill No. 1565. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of aluminum mast arms for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1556. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00) to a new code account to be designated No. 79, Urban Redevelopment Authority of Pittsburgh, for the purpose of making a grant to the Urban Redevelopment Authority of Pittsburgh for commencing the preparation of surveys and plans for the proposed Allegheny Center urban renewal project in the North Side section of the City."

In Committee on Finance, October 21, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller relating thereto.

Which was read.

Mr. McCarthy moved

That Bill No. 1556 be laid on the table pending receipt of the certificate of emergency signed by the Mayor and the City Controller relating thereto.

Mr. Weir:

May I Inquire, Mr. McCarthy, whether it would be possible for us to pass this bill subject to the receipt of the certificate of emergency?

Mr. Boxhelmer:

We have never done it before, Mr. Weir.

Mr. Jones:

Recess the meeting until tomorrow.

Mr. Olbum:

We can't get it that fast.

Mr. Weir:

I suppose if we are sure of having it

next Monday, there is perhaps no reason that Council would need to recess until Friday because the difference in time is rather slight. I do think, however, that it is unfortunate that the action that we propose to take here and which has been taken already in the Committee has not received more widespread attention. I am particularly looking toward our friends of the press.

In our life, only that in the newspapers is real. If it is in the newspapers, it is real whether it is real or not. The action in this particular bill is probably one of the really noteworthy things that has ever carried in the field of redevelopment. You know that this stems from the most unfortunate failure in the Congress of the United States to take the appropriate action in this important field. In the last session of Congress that was a failure on the part of the Congress which is most difficult for most anyone to understand because of the great importance and necessity of urban redevelopment, regardless of politics.

Now the people of the North Side are naturally a little bit gloomy about the prospects of the North Side, particularly since the unfortunate end of business for Boggs & Buhl's. As far as I know, we are taking the first step of that nature that has ever been taken anywhere. I think it is a manifestation of our great belief in the power of urban redevelopment to rebuild our city and all of its parts.

I think everybody should do anything possible to let the people of the North Side realize that this action we are taking means that there won't be the slightest delay in the program for Allegheny Center. As an actual fact, even though we must spend this money ourselves, it will speed up the planning for Allegheny Center. If we had been able to get it from the United States Government, as is the usual practice, it wouldn't have been possible to proceed as fast because there are certain delays in obtaining those funds.

I am sorry that the certificate of emergency is not here today. I am sure Council certainly intends to pass this tremendously important piece of legislation.

I am making these remarks so that

there will be no possible misunderstanding that we are putting this aside.

**Mr. Fagan:**

Mr. President, it isn't hard to figure out where the program failed. It was because of the Dixiecrats of the South and the reactionary Republicans of the North. We might as well admit to the facts.

And the question recurring on the motion, That Bill No. 1556 be laid on the table pending receipt of certificate of emergency signed by the Mayor and the City Controller relating thereto, the motion prevailed.

Also

Bill No. 1548. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the furnishing and installation of a new gas-fired steam boiler at the Comfort Station at 22nd Street, South Side, Pittsburgh, Pa., and for the payment of the cost thereof."

In Committee on Finance, October 21, 1958, bill read and amended by adding at the end of Section 1 the words, "Code Account No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

**Mr. McCarthy moved**

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

**Mr. McCarthy moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1570. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction and reconstruction of a public sewer in the 'Carnegie Tech Bowl' on the campus of the Carnegie Institute of Technology, including all other work in connection therewith, and providing for the payment of the cost thereof."

In Committee on Finance, October 21, 1958, bill read and amended by adding at the end of Section 1 the words, "Bond Fund No. 193, General Public Improvement Peoples Bonds 1957," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. McCarthy
Mr. Fagan	Mr. Olbum

Mr. Rodgers	Mr. Gallagher
Mr. Weir	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1557. Resolution exonerating City taxes against the City of Pittsburgh, County of Allegheny and School District of Pittsburgh for property in the 12th Ward for the years 1951 to 1954, inclusive, in the total sum of \$71.25 for the reason that the assessment is to be transferred to the exempt classification, the property having been taken at tax sale and the property being non-income property; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1558. Resolution exonerating City taxes against the City of Pittsburgh, County of Allegheny and the School District of Pittsburgh No. 6 for property in the 13th Ward for the years 1951 to 1954, inclusive, in the total sum of \$157.45, for the reason that the property is non-income property and is entitled to exemption under the Act; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1559. Resolution exonerating City taxes against the City of Pittsburgh, County of Allegheny and the School District of Pittsburgh No. 3, for property in the 13th Ward, for the years 1951 to 1954, inclusive, in the total sum of \$22.50, for the reason that assessment was transferred from the taxable to the exempt classification on account of being non-income property authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1560. Resolution exon-

erating City taxes against the City of Pittsburgh, County of Allegheny and the School District of Pittsburgh No. 2, for property in the 26th Ward, for the years 1952 to 1954, inclusive, in the total sum of \$97.00, for the reason that the assessment is to be transferred to the exempt classification, the property being non-profit income property and the Planning Commission having disapproved it for sale; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1561. Resolution exonerating City taxes against Central Young Men's and Women's Hebrew Association for property in the 4th Ward, for the years 1938 to 1954, inclusive, in the total sum of \$30,387.80, for the reason that the property is now classified as exempt, and revivals of liens would, accordingly, result in waste of money; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1562. Resolution authorizing the issuing of a warrant in favor of Teresa Greco, c/o Herbert G. Sheinberg, Esq., 1103 Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$150.00

in full settlement of suit against the City of Pittsburgh for injuries sustained May 21, 1955, on Maxwell Way sidewalk adjacent to Belvedere General Hospital, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1564. An Ordinance entitled, "An Ordinance providing for the letting of contracts for the following services in the Department of Public Safety for the year 1959: Telephone service to the City of Pittsburgh and maintenance of the telephone typewriter system in service in various offices and police stations of the Bureau of Police, maintenance of facilities and the collection, care and disposal of dogs and cats arrested in the City of Pittsburgh, Pennsylvania."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Gallagher:

Members of Council, I would like to make a few remarks concerning Bill No. 1564. For many years this organization that has a contract with the City for the collection of stray dogs and cats has

never had any competition. Just prior to my coming into Council today a young man was in to see me. He has contracts with various towns and boroughs. He wanted to know if he could bid against their contract. I suggest we hold over Bill No. 1564 to give this party a chance to bid.

Mr. McCarthy:

Mr. President, I believe this is merely an ordinance that allows the taking of the bids. This is not the contract itself. This man will be allowed to bid.

Mr. Olbum:

You cannot take bids until this ordinance is passed.

Mr. Fagan:

Anybody that cares to bid on this contract can do so providing they can meet all the requirements.

Mr. Gallagher:

I am satisfied with the explanation.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 1609. Report of the Committee on Public Works for October 21, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1572. An Ordinance entitled, "An Ordinance providing for the

letting of a contract for the furnishing and delivery of street hose for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1400. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-0-E16, by changing from an 'S' Special District to a 'C3' Commercial District, all that certain property, now or late, of Burton Borman at the northeast corner of Forward Avenue and Saline Street."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1450. An Ordinance entitled, "An Ordinance further amending and supplementing Ordinance No. 192, known as the Zoning Ordinance, approved May 10, 1958, as amended, by creating a new Zoning District, to be known as the 'S-A' SPECIAL DISTRICT, CLASS A."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Fagan:

I would like to ask why all the verbage connected with Bill No. 1450.

Mr. Jones:

It is required in order that we might set up this district with certain minimum standards. Certain portions of the ordinance have already been passed. In each instance we had to show that. That is why we have that much verbage. The "S-A" District made this necessary.

Mr. Counahan:

There is an awful lot of verbage there that I haven't had a chance to go over. I have never voted in Council for anything that I didn't read and understand first.

Mr. Jones:

In principle we did agree. The technical staff of the Planning Commission and the Law Department has drawn this up in accordance with our instructions. All of these bills were mailed to

us. It is not their fault that we haven't familiarized ourselves with it. We will delay some important projects if we don't pass this bill today. I would like to have this bill reconsidered.

Mr. Counahan:

I certainly would like to know what I am voting on. I may agree on principle, but I don't know what is here. I know it was mailed to me, but I had nothing to compare it with to see if it was alright.

I am of the opinion and have always been of the opinion that we at times seem to want to push everything. It isn't just this ordinance. It is every other ordinance. Rush, rush, rush, for what? I would like to study this bill. I have not had a chance to compare it with the original. I am not going to vote for it.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

(Mr. Counahan not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1449. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-0-0, by changing from 'S' and 'R4-H' Districts to an 'S-A' District, all that property bounded by Grandview Avenue; the westerly line projected of property opposite Plymouth Street, now or late of Pittsburgh Outdoor Advertising Co. and said line; a line parallel with and distant 100 feet northwardly from Grandview Avenue; the line dividing

the present 'S' and 'R4-H' Districts opposite Hallock Street; the lines dividing property, now or late, of E. J. Kaufmann et al, and property to the north and east thereof; a line parallel with and distant 125 feet northwardly from Grandview Avenue and the line dividing property, now or late, of John F. Gallagher, Jr., and John O. Simonds."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Also

No. 1610.

1021 Grandview Avenue  
Pittsburgh 11, Penna.  
October 21, 1958

City Council,  
Pittsburgh, Pa.

Attn: Mr. George Boxheimer  
Clerk of Council

Gentlemen:

The writer was present at the hearing on October 20, 1958, in connection with the proposed change in the Zone Map affecting the territory in which my home is located and wanted very much to voice my sentiments, but in view of a severe cold would have been unable to speak without coughing. Therefore, I want to go on record as being opposed to any changes in the zoning which would permit the erection of buildings on the North Side of Grandview Avenue especially large buildings such as apartments or hotels.

I was not notified by your office of a public hearing in connection with Ordinance No. 192 which was approved on May 10, 1958, therefore was not afforded the privilege of voicing my disapproval. Of course, I had registered a protest when consideration was first given to the erection of an apartment house in the 1000 block. Now they say the green light has been given. Gentlemen, I beg of you, plead with you, turn off the green light and put up a STOP signal. I am not trying to block progress, just hoping to assist in averting disaster.

It is unanimously agreed that we have a view here which is unequalled perhaps anywhere in the world. This being the case why hide it. One does not light

a candle and put it under a bushel. If we line the north side of Grandview Avenue with big buildings, what do we then have to offer, NOTHING. The view which we suggest offering to any or all who may wish to visit our city is destroyed. People can see big buildings in any city, why would they come up here to look at them. The beauty is looking down from the hill, not looking up from downtown.

Let's face facts. We all know that these big developers have only one interest in this area, making a lot of money. They propose to robe the home owners in this territory of their heritage, for this view belongs to the people of Pittsburgh and Mt. Washington-Duquesne Heights in particular; not just to a few who can afford to pay the fabulous prices they will no doubt charge for their apartments, or those who desire and can afford to pay for a look at the city over a cocktail.

The prize we have here is God-given and man certainly cannot improve on nature. PLEASE, PLEASE, don't sell our birthright for a mess of pottage. I know that I am voicing the sentiments of some of my neighbors, perhaps all of them in the 1000 block. We don't want an apartment here, to eliminate our view and ruin the value of our property. I most sincerely agree with the man who identified himself as a truck driver. Why don't they let us alone?

Yours very, truly,

Edith Summer /S/

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the

bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Mr. Jones presented

No. 1611. Report of the Committee on Public Service and Surveys for October 21, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1553. An Ordinance entitled, "An Ordinance granting unto The Kroger Company, 501 Pressley Street, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a reinforced concrete vault with hinged steel grating, to be used for electrical purposes, in the northerly sidewalk area of N. Canal Street, 23rd Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 981. An Ordinance en-

titled, "An Ordinance vacating Council Way, between Thomas Street and a line 4.95 feet north of the line dividing lots Nos. 87 and 88 in the 'Crystal Place Plan of Lots,' and providing for the closing of said way, and condemning all private rights in the vacated area."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Counahan:

Mr. President, this is the Council Way Ordinance. I would like to have a little bit of information about this since it will be necessary for the Borough of Wilkinsburg to give permission for a cut in their street. Is there any provision in this ordinance to protect the City in the event that the street cannot be cut or they do not receive permission from Wilkinsburg to cut the street? In other words, if the street is vacated and we find that we cannot cut it, what position are we in? Have we dedicated a dead-end street or not? I have read the ordinance. I don't see a protective clause in it. Not being an attorney I ask that question.

Mr. Jones:

I am not the Law Department, but it is in my committee. I suggest if we do that and the Borough of Wilkinsburg fails to go along, this would die by reason of law. We couldn't go through their street because they had refused to give permission. If that does happen, we can appeal the ordinance.

Alex Unkovic, 575 Union Trust Building:

I will be glad to go on record as saying that if we don't get the Borough of Wilkinsburg's consent, it falls.

Mr. Jones:

It falls anyhow. We cannot do anything that is binding on the Council of Wilkinsburg.

Mr. Counahan:

I understand that we can't do anything. Wilkinsburg cannot act either until some decision is made here. I am



not asking for an opinion from anybody. I am asking for the decision of the Law Department as to whether we are protected or not. I cannot see it in the ordinance. Of course, I am not an attorney. No matter what I am, I may have to make my decision on the Law Department's interpretation of this particular ordinance.

If we have that protection in here, I am in a position to vote. If we are protected, I would like to know about it.

Unfortunately, Mr. President, I didn't understand the situation thoroughly. I should have asked the question in Committee. If I did wrong, I will stand corrected. I would like to know if the Law Department can give us the assurance that we are protected.

Mr. Fagan:

Mr. President and Members of Council, I talked with Mr. O'Leary, the partner of Mr. Sherry. If you will recall, at the last meeting they had a plan that showed that if the alley was moved next to their property, they would be satisfied to have this become an ordinance. Otherwise, it has been stated by Mr. Counahan that if they can't, and we cut the curbing, then we are going to have a dead end in an alley. If the request on the part of the Orr Company or their attorney would agree that that alley could be moved over so that it would run along their property, I believe Mr. O'Leary and Mr. Sherry would be satisfied.

Mr. Gallagher:

Can any member of Council make a statement that the Law Department has investigated this.

Mr. Rodgers:

It is not in my committee, but I know that Mr. Marshall of the Law Department is wholly familiar with it.

Mr. Jones:

I would suggest we hold it over and send for Mr. Marshall.

And John M. Marshall, Assistant City Solicitor, appeared.

Mr. Counahan:

Mr. Marshall, we have a bill numbered

981. I don't know whether you are familiar with it or not. We have a street we are going to vacate, a certain portion of subject to a proponent's putting a street in at right angles to street and the curbing. Permission will have to be received from the Borough of Wilkinsburg for them to make the cut. My question is this: If we vacate the street and for some reason or other the new street cannot be put in for the reason that Wilkinsburg will not agree to it, is there any protection in this ordinance for us. We don't want to end up with a dead end street.

Mr. Marshall:

There is no protection in the ordinance, Mr. Counahan. The Orr Company owns all of the land necessary to the creation of the new street and has the right to create a private street. Their Counsel seems reasonably sure that when dedicated Wilkinsburg will accept its portion of the street as a public street. There is nothing that we can put in this ordinance that can assure us of having a street not only through the portion of the land that is in the City of Pittsburgh but also the portion that is in Wilkinsburg. This Council was without power to put anything in the ordinance that would assure a street being accepted in the Borough of Wilkinsburg, of course. It is almost a factual impossibility to get two municipalities to act simultaneously. That is the problem here. The Councils don't meet at the same time and the problem was not presented to them at the same time. One or the other must go ahead. The bulk of the land is in the City of Pittsburgh. The plant in its entirety is in the City of Pittsburgh. Most of the new street will be in the City of Pittsburgh.

Mr. Jones:

If the Borough of Wilkinsburg refused to act after we have taken the first step, I say then we are in a position to repeal the ordinance.

Mr. Counahan:

I don't think that was the same answer that Councilman Jones gave before. He was of the opinion that if you couldn't get the right-of-way it would be an automatic repeal. I know that we can repeal any ordinance in time within reason. Is that right, Mr. Jones?

**Mr. Jones:**

That is close enough.

**Mr. Marshall:**

It wouldn't be an automatic repeal, but there is statutory repeal affecting streets either in their creation or vacation.

**Mr. Jones:**

Is there on file anywhere a proposal coming from the other people offering to dedicate this other land to us for this new use? It is not in this ordinance and someone raised the question "should it be in this?"

**Mr. Marshall:**

It would be very difficult to put it in. It is in the petition in this fashion. When and if the time for appeal from any action of the Board of View or any action in the Common Pleas Court has expired then they will dedicate to the City of Pittsburgh all that portion of the new street that lies in the City of Pittsburgh. It is in this petition.

**Mr. Fagan:**

They will dedicate the street and we will be responsible for the street. Is that right?

**Mr. Marshall:**

If it becomes a public street and is accepted by the City of Pittsburgh, the obligation to maintain the street is the responsibility of the City of Pittsburgh.

**Mr. Rodgers:**

Mr. President, we have had a great deal of discussion about this. Perhaps the question could be resolved by an amendment.

"This Ordinance shall be null and void and of no affect until within thirty days after draft of approval hereof or Realty, Inc. (or whatever the name eis) shall dedicate and provide access from the undedicated portion of Council Way to that street in accordance with the statement in the petition and in accordance with the plans on file with this Council." I offer this as an amendment.

**The Chair:**

I think this ordinance should be re-

committed to the Committee on Public Service and Surveys for further study.

**Mr. Jones moved**

That Bill No. 981 be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

**Mrs. D'Ascenzo presented**

No. 1612. Report of the Committee on Parks, Recreation and Libraries for October 21, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1476. An Ordinance entitled, "An Ordinance providing for a contract or contracts for pointing, resetting, polishing, and the general rehabilitation of granite at Mellon Square Park in the Department of Parks and Recreation, and for the payment of the cost thereof."

In Committee on Parks, Recreation and Libraries, October 21, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to a report from the Department of Lands and Buildings.

Which was read.

Also

No. 1613.

#### DEPARTMENT OF LANDS AND BUILDINGS

Pittsburgh, October 24, 1958

President and Members of Council  
City of Pittsburgh

Attention: Councilman Fagan

Re: Mellon Square Park  
Bill No. 1476

Gentlemen:

Please find attached a report from our City Architect, concerning the above mentioned subject, with which I concur and approve.

Yours very truly,

Homer R. Greene, Director.

October 24, 1958

Homer R. Greene, Director  
Department of Lands and Buildings  
City of Pittsburgh

Dear Director:

In accordance with communication from Council as of October 15, 1958, whereby they referred to the Department of Lands and Buildings for a report as to the factors contributing to the necessity for pointing, resetting, polishing, and the various rehabilitation of granite at the Mellon Square Park, I wish to report the following as you requested.

I made a survey of the existing conditions at the Mellon Square Park obtaining some samples of mortar used and went over the specifications and working drawings in detail concerning this project. This project was completed in the fall of 1955 and in the ensuing winter months certain conditions began to appear in the mortar work and the alignment of the granite work.

The present condition of the mortar and granite work could be assumed the result of one or a combination of three things; 1st, the mortar was frozen (but, upon examination of the mortar, this did not seem to be a fact so far as the jointing mortar is concerned; 2nd, The mixture of the mortar and the exceptional hardness of the granite seem to have been of such a nature that very little bond was established; 3rd, The question of freezing in the back-up mortar in which this granite was set became a question which directed me to investigate as to the possibility of the back-up mortar freezing.

Such a condition, naturally, when thawing occurs, would produce pressure resulting in the granite being out of alignment and the separation of the joint mortar from any bond it may have had with the granite.

This project is an unusual project of its type—a type of which there are few in the country, and I doubt, if any have as much floral display as the roof of the building on which this park is created.

Extensive use of water in fountains, trees and foliage, setting pockets, etc., has created unusual dampness that is not encountered in most attempts of this kind.

Upon examination of the specifications and working drawings, every at-

tempt known to the trade was used in trying to waterproof the concrete walls and roofs wherever planting was used. Five-ply membrane waterproofing was used on the floor surfaces and three-ply membrane waterproofing on the wall surfaces. Over this one-inch of waterproof cement was used. On the outside walls dowels were set and a one-inch space filled with mortar in which to set the granite. This is a general type of construction used at all times where the walls are weather-protected from the adjacent side.

In this unusual project the adjacent side of the walls are filled with earth in which foliage of all types and variation have been planted. The watering of this planting, so as to maintain and encourage their growth, it seems has seeped through the concrete and waterproof protection wherever a possible expansion crack may have occurred into the very absorbent plaster in which the granite was set.

This moisture upon thawing has caused movement and distortion of the original granite setting. As early as February of 1956, this was detected and corrective measures entered into which resulted in all defects in granite walls and coping being corrected to the satisfaction of the City of Pittsburgh and the Allegheny Conference on Community Development as of May, 1957.

It was found that it was better to have a one-inch air space rather than mortar in the back-up of the granite depending on the doweling and the mortar joints to suffice. A new type of sealer called "Tremco" which came on the market after this project was completed is being used with good success. This method was conducted with the cooperation of the contractor until the limit of their guaranty ran out. Naturally, there will be a minimum maintenance expenditure on a project of this kind in this area where severe atmospheric conditions prevail that tend to cause freezing and thawing. Therefore, there will have to be corrections from time to time.

The type of correction now in use will continue to be, I believe, satisfactory and the answer to the present problem or any future problems. This is not the only place where these conditions have occurred. There is evidence of

similar conditions nearby. Reports received from others in roof projects of this kind inform us of similar troubles.

A great amount of study including suggestions from many and varied sources were entered into during the conception of this project as it was of an unusual nature. I believe every attempt humanly possible was given this project not only during its conception but during its construction.

It is my opinion that certain conditions that were thought of as safeguards proved somewhat in error from actual experience under conditions that were extremely unusual.

I believe all defects showing at this time should be corrected as soon as possible before the coming winter weather.

Yours very truly,

William C. Pyle, A.I.A.  
City Architect.

Which was read, received and filed.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1614. Report of the Committee on Lands, Buildings and Housing for October 21, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1549. Resolution authorizing sale to William V. Poliziani and Darlinda Poliziani, his wife, lot on Glen Mawr Avenue, 20th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1550. Resolution authorizing the Mayor, on behalf of the City of Pittsburgh, to join with the County of Allegheny and School District of Pittsburgh on the one part, and the Housing Authority of the City of Pittsburgh on the other part, in separate agreements for sale of lots on Columbo, Fern, Evaline and Breesport Streets, for the sum of \$2,820.00; also property on Columbo Street, for the sum of \$140.00, free and clear of all encumbrances, and upon receipt of said sums, to execute and deliver deeds for the interest of the City of Pittsburgh in said lots.

Which was read.

Also

Bill No. 1551. Resolution amending Resolution No. 247, approved June 26, 1958, authorizing sale to Charles W. Mutzabaugh and Marcella Mutzabaugh, his wife, lot on Saranac Avenue, 19th Ward, for the sum of \$375.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

## MOTIONS AND RESOLUTIONS

Mr. Weir moved

To reconsider the vote by which Bill No. 1556, An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00) to new code account to be designated No. 79, Urban Redevelopment Authority of Pittsburgh, etc.," was laid on the table today pending receipt of certificate of emergency signed by the Mayor and the City Controller, relating thereto.

Which motion prevailed.

And the question recurring, "Shall Bill No. 1556 be laid on the table pending receipt of certificate of emergency signed by the Mayor and the City Controller relating thereto?"

The motion did not prevail.

And the Chair took up

Bill No. 1556. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00) to a new code account to be designated No. 79, Urban Redevelopment Authority of Pittsburgh, for the purpose of making a grant to the Urban Redevelopment Authority of Pittsburgh for commencing the preparation of surveys and plans for the proposed Allegheny Center urban renewal project in the North Side section of the City."

Which was read.

Also

No. 1615.

### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, the Mayor, in a letter addressed to the City Controller under date of October 24, 1958, has stated that because of the failure of the Federal Government to provide funds for the planning phase of the Allegheny Center urban renewal project in the North Side

section of the City, an emergency has arisen in the City's redevelopment program requiring the appropriation of the sum of \$50,000.00 to provide for a grant to the Urban Redevelopment Authority of Pittsburgh to enable it to commence the planning phase of this project, and

Whereas, such appears to be a good and sufficient reason to impel the certification of an emergency under the circumstances.

Now, Therefore, we, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring the appropriation of \$50,000.00 to the new code account to be designated as No. 79 —Urban Redevelopment Authority of Pittsburgh, for a grant to the Urban Redevelopment Authority of Pittsburgh for the purposes set forth above.

David L. Lawrence, Mayor

Edward R. Frey  
City Controller

Dated: Oct. 26, 1958.

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan moved

That the following members be excused for absence from Council and committee meetings:

Mrs. D'Ascenzo on October 2, 1958.

Mr. Weir on October 2 and 7, 1958.

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of Monday, October 20, 1958, be approved.

Which motion prevailed.

Mr. Fagan moved

That when Council adjourns it shall do so out of respect to the memory of Theodore Roosevelt, former President of the United States, whose hundredth birth anniversary is today, and in honor of the United States Navy, whose namesday is today.

Which motion prevailed by a rising vote.

And

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXVII

Monday, November 3, 1958

No. 36

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 3, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend Kermit S. Edgar, Pastor, Allegheny Reform Presbyterian Church, who will deliver the invocation.

Reverend Kermit S. Edgar, Pastor, Allegheny Reform Presbyterian Church, offered the following prayer:

Almighty God, our blessed Heavenly Father, we bow our hearts before Thee at the opening of this Council session, acknowledging Thy sovereign power, confessing our own weakness and ability alone to cope with the problems of so great a city, and beseeching Thee to give us that wisdom which is from above.

We thank Thee for Thy goodness, Thy mercy and Thy providential grace which has so prospered this city in the past two centuries. Save us, O Lord from forgetting the God who has made us; turn us not over to the folly of our sometimes selfish and materialistic desires.

Bless, we pray Thee, the members of this Council as they undertake the work of another week. Thou knowest the problems; Thou knowest the pressures upon them of selfish interests. As their actions affect the welfare and destiny of so many people, empower these Thy servants to resist all evil; enable them to make right decisions; bring to nought anything that is not for the best interest; prosper abundantly that which is in accord with righteousness and justice.

Lift us all, O God, leaders and followers, rulers and the whole populace, above any selfish interests of party or personality, or expediency in time or circumstance, and lead us all by Thy Spirit to do Thy will. For truly, O Lord, Thou canst not condone evil or bless those who ignore or defy Thy purposes.

Open our eyes to behold the triumphant march of righteousness, and encourage our hearts to be laborers together with Him who is the King of Kings and Lord of Lords, the Author and Perfector of our faith, who endured the cross and is set down at the right hand of Power with all authority in heaven and in earth.

In the name of Jesus Christ our Lord, we pray. Amen.

The Chair:

Thank you Reverend Edgar for your very inspiring prayer.

## PRESENTATIONS

Mr. Counahan presented

No. 1616. Resolution authorizing and directing the City Treasurer to accept the sum of \$404.28 in payment of flat rate water charges billed the property of the Oakhurst Realty Corporation, 813-15 Lovett Way, 23rd Ward, for the years 1952, 1953, 1954, 1956 and 1957, without penalty and interest.

Which was read and referred to the Committee on Finance.

Also

No. 1617. Communication from the Department of Water submitting supplemental reports on analyses of samples of South Pittsburgh Water taken at 408 Warrington Avenue and at the Monongahela River, for the periods July 7 to 28, 1958, and August 5 to 25, 1958.

Which was read and referred to the Committee on Filtration and Water.

Mr. Fagan presented

No. 1618. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Ludwig S. Simmons (Simons) Estate in the Sixteenth (16th) Ward (formerly Twenty-seventh Ward) of the City of Pittsburgh for park and other public purposes.

Also

No. 1619. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Alfred J. Baine and Betty Jane Baine, his wife, in the Sixteenth (16th) Ward (formerly Twenty-seventh Ward, of the City of Pittsburgh for park and other public purposes.

Also

No. 1620. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William E. Sankey Estate in the Sixteenth (16th) Ward (formerly Twenty-seventh Ward) of the City of Pittsburgh for park and other public purposes.

Which were severally read and referred to the Committee on Finance.

Also

No. 1621. Resolution authorizing

sale to George Bennett and Mary Bennett, his wife, part of lot on Flowers Avenue, 15th Ward, for the sum of \$200.00.

Also

No. 1622. Resolution authorizing sale to Duquesne Slag Products Company, 3.518 acres on Forward Avenue, 14th Ward, for the sum of \$3,000.00.

Also

No. 1623. Resolution authorizing sale to Frank Durso and Carmela Durso, his wife, part of lot on Hedge Street, 12th Ward, for the sum of \$250.00.

Also

No. 1624. Resolution authorizing sale to Frank Fontana, lots on Forward Avenue, 14th Ward, for the sum of \$400.00.

Also

No. 1625. Resolution authorizing sale to Joseph A. Klaja and Anna L. Klaja, his wife, part of lot on Beethoven Street, 6th Ward, for the sum of \$300.00.

Also

No. 1626. Resolution authorizing sale to William F. Motz, lots on Alverado Street, Dagmar Avenue and Belasco Avenue, 19th Ward, for the sum of \$4,650.00.

Also

No. 1627. Resolution authorizing sale to Frank P. Vitale, Robert J. Vitale and Anthony J. Vitale, lots on Queensbury Street, 28th Ward for the sum of \$750.00.

Also

No. 1628. Resolved, That the Mayor, on behalf of the City of Pittsburgh, is hereby authorized and directed to join with the County of Allegheny and School District of Pittsburgh on the one part, and the following persons on the other part, in separate agreement for the sale of the following real estate, free and clear of all encumbrances, for the following sum, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City of Pittsburgh in the following Real Estate Property:



PROPERTY	PURCHASER	AMOUNT
Bessie Scholnick 2204 Forbes Street Lot--20x98x30x76 ft. more or less. Being part of a property acquired by Sheriff Sale--No. 1613 October Term, 1935 DTD.	Sarah Goldberg 1655 Beechwood Blvd. Pittsburgh 17, Pa.	\$ 2,510.00
Max T. Levine 2340-42-44-46 Center Avenue Lot 75x140x50.15x134.43 ft. No claim for damages shall be filed by the Grantee or his successor in interest against the City of Pittsburgh for subsequent street widening.	Lewis Harrington and Donald N. Harrington 2335 Center Avenue Pittsburgh 19, Pa.	\$12,000.00
Harry Harris 644 Kirkpatrick Street 1 sty. brick structure in rr. on Belinda Street Lot 20x111.86 ft.	Edward M. Goldston 5453 Covode St. Pittsburgh 17, Pa. c/o Leo B. Shapero Agency B. F. Jones Building Pittsburgh 19, Pa.	\$ 1,360.00
Robert Wasył 31-33 Wooster Street Lot 26.49x57.5 ft.	James T. Goode 525 Fifth Avenue Pittsburgh 19, Pa.	\$ 356.00
John S. Culbertson 5121-5123 Liberty Avenue 2--2½-story frame dwellings Lot 50x120 feet.	J. R. Plymire 406 Berger Building Pittsburgh 19, Pa.	\$14,261.00
Mary E. Vaughn 325-327 E. Carson Street 2--3-sty. br. store & dwlgs. Lot 44x100 ft.	Pittsburgh Terminal Warehouses, Inc. J. E. Headley, President, 315 E. Carson Street Pittsburgh 19, Pa.	\$ 7,269.00
Adam M. Holler 1800 W. Carson Street Lot 34.07 x avg. 104.53x19 ft. Be it understood that the grantee or his successors in title hereby covenant and agree that if at any time in the fu- ture the City of Pittsburgh by proper action widens Carson Street by taking for street purposes that portion of the property between the northerly line of Carson Street and a line 20 feet distant from and parallel thereto, no claim for damages will be filed or expected by the above grantee or his successors in title.	Joe and Ruth Wiseman 1512 Beechwood Blvd. Pittsburgh, Pa.	\$ 2,850.00
Marjorie Gloeckner Lot No. 17 to No. 35 incl. & part of Lots Nos. 36, 37, 38 and 39. Approximately 139,695 square ft. being part of a property acquired by Sheriff Sale No. 480 October Term, 1954. Greenleaf Place be- tween Greenleaf and Fingal Street. No claim for damages shall be filed by the Grantee or his successor in interest against the City of Pittsburgh for sub- sequent street grading.	M. F. H. Builders, Inc. 927 Banksville Ave. c/o Elmer J. Falavolito 280 Ringold Ave. Pittsburgh 5, Pa.	\$ 5,000.75

PROPERTY	PURCHASER	AMOUNT
John T. Myers ----- 330 Junius St. Lots Nos. 10, 11, 12 and 13. 100x100 ft.	Nathaniel and Corrine Camp-- 172 Junius St. Pittsburgh 20, Pa.	\$ 375.00
Malsch Properties ----- John G. Malsch 909 Reedsdale Street 3 sty. brick hotel building Lot 22x100 Reedsdale Street between Galveston and Sturgeon St. Henry Malsch 911 Reedsdale Street between Manchester and Stengel Sts. 2 story brick dwelling. Lot 20.42 x avg. 58x20.86 rear. Frederick Malsch 915 Reedsdale St. cor. Stengel St. Lot 63.9x100 ft.	William E. Miller, Jr. ----- 4554 Wm. Flynn Highway Allison Park, Penna.	\$42,050.00
Clarence A. Pearson No. 5 ----- 113 Arch Street 2 sty. fra. dwlg. Lot 40x50 ft.	Joseph P. Breen----- Walter A. Breen, Jr. 2401 Wylie Avenue Pittsburgh 19, Pa.	\$ 916.50
L. C. Wick ----- Lot No. 29--Pemberton St. Bet. Campus and Wapello St., Lot 40x130 ft.	Edwin C. & Margaret M. Moore 3717 Brighton Rd. Pittsburgh 12, Pa.	\$2,537.30
Anna B. Holste ----- 1438 Arnold St. cor. Berger St. 2 sty. br. veneer hse. 4 lots 26.22x100 ft. ea. 1 lot 33.42x100x18.19 rear	Jos. A. Lannis-John Lannis -- 379 Flowers Avenue Pittsburgh 7, Pa.	\$ 7,251.50

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1629. Communication from R. R. McWhinney, Esq., relative to change of zone of property of Constantinos Terzis on Brookline Boulevard near Breining Street from a "C1" Neighborhood Retail District to a "C3" Commercial District.

Which was read and referred to the Committee on Public Works.

Also

No. 1630. An Ordinance vacating a portion of Milan Avenue, from the dividing line between Lot No. 75 and Lot No. 76 of the "Pitt Manor Plan of Lots" to the easterly line of the "Milan Manor Plan No. 4."

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1631. An Ordinance authorizing the issuance of a warrant in favor of the Public Auditorium Authority of Pittsburgh and Allegheny County in the sum of Four Hundred Fifty Thousand (\$450,000.00) Dollars, as a grant to the public auditorium project.

Also

No. 1632. Certificate of Emergency signed by the Mayor and the City Controller relative to payment of overtime services to employees of the City in the Department of Lands and Buildings and the Department of Water.

Also

No. 1633. An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$3,938.50, for payment of employees, Department of Lands and Buildings and Department of Water, whose names will appear on a

special payroll submitted for the period from July 1, 1958, to September 30, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law.

Also

No. 1634. Resolution authorizing and directing the City Solicitor to satisfy, without payment, a lien against the property of Marie B. Steinkamp in the sum of \$200.00 for a sewer assessment because it has been ascertained that said assessment was entered in error in that the property is not served by said sewer but is served by a private sewer on Milan Avenue, 32nd Ward.

Also

No. 1635. Resolution authorizing and directing the City Solicitor to satisfy the assessment against Walter T. and Anna F. Pocernickle in the amount of \$615.00 at No. 1922 January Term, 1958, for the Grading, Paving and Curbing of Barbadoes Avenue, 19th Ward, because said assessment did not take into consideration the assessment made on the improvement of Woodbourne Avenue, for which an assessment was made in the sum of \$342.50 at No. 3391 April Term, 1948, upon payment of \$225.00 with interest thereon from July 25, 1958.

Also

No. 1636. Resolution authorizing the issuing of a warrant in favor of Vincent P. Daniele and Anna Daniele, 1721 Fallowfield Avenue, Pittsburgh 16, Pa., in the sum of \$445.07 in full settlement of claim against the City of Pittsburgh for extra plumbing work in May of 1958 installing new sewer at above address due to improperly installed city sewer, and charging same to Code Account No. 46, Judgments.

Also

No. 1637. Resolution authorizing the issuing of a warrant in favor of Transamerican Freight Lines, Inc., 1700 N. Waterman Avenue, Detroit 9, Michigan, in the sum of \$135.00 in full settlement of claim against the City of Pittsburgh for truck struck by Bureau of Refuse truck at 2212 Noblestown Road on September 4, 1958, and charging same to Code Account No. 46, Judgments.

Which were severally read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 1638. An Ordinance amending Ordinance No. 321, approved July 22, 1958, entitled, "An Ordinance providing for a contract or contracts for the widening and repaving of Fifth Avenue, from Darragh Street to North Bouquet Street, and DeSoto Street, from Fifth Avenue to O'Hara Street; the repaving of Darragh Street, from Fifth Avenue to Victoria Street, and of Lothrop Street, from Fifth Avenue to Victoria Streets, and the regrading and re-improvement of other intersecting streets affected thereby, and other work incidental thereto, including the laying and relaying of water lines and providing for payment of the cost thereof," by decreasing the appropriation from Code Account No. 1507 from \$245,000 to \$240,000.00 and by increasing the appropriation from Bond Fund No. 193 from \$30,000.00 to \$35,000.00.

Which was read and referred to the Committee on Finance.

Also

No. 1639. An Ordinance consenting to the establishment of a "Limited Access Highway" Legislative Route 1026, in the City of Pittsburgh by the Secretary of Highways of the Commonwealth of Pennsylvania.

Also

No. 1640. Resolution accepting Deed dated October 20, 1958, made and delivered by Charles R. Troy and Kathryn L. Troy, his wife, to the City of Pittsburgh covering property in the 29th Ward, being part of property designated as Block 60 J, Lot 140, because the Department of Public Works deems it necessary that Denise Street be widened to include a portion of the Troy property.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 1641. Communication from Brotherhood of Painters, Decorators and Paperhangers, District Council No. 1, submitting wage scale for its members, for the year 1959.

Which was read and referred to the Committee on Finance.

Also

No. 1642. Communication from John J. Atkins, 1205 Crucible Street,

Pittsburgh 20, Pa., relative to the relocation of Wilton Way.

Which was read and referred to the Committee on Public Works.

Also

No. 1643. Communication from Mrs. Clara Ambrose, 1222 Adon Street, requesting a hearing before Council relative to the closing of Adon Street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1644. Communication from Glenn E. Stuart requesting restoration of two-way traffic on P. J. McArdie Roadway at all times.

Also

No. 1645. Communication from Mr. and Mrs. Daniel B. Heller requesting the prohibition of trucks in the 6700 block of Beacon Street and the 6600 block of Darlington Road.

Which were read and referred to the Committee on Public Safety.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1646. Report of the Committee on Finance for October 28, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1587. An Ordinance entitled, "An Ordinance transferring the sum of \$3,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1081, Petty Claims, Department of Law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1589. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in the amount of \$615.00 in favor of Charles Wright, 1883 Duncan Avenue, Allison Park, Pa., for the razing and removal of the 2-story basement frame dwelling located at 21 Yale Street, 25th Ward, without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1594. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Fort

Pitt Bridge Works in the sum of \$2,-670.66 in payment of freight charges on structural steel and castings for the Wylie Avenue Bridge, shipped to Leedsdale, Pennsylvania, and for four (4) months' storage charges to December 31, 1958, for the benefit of the City, without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1566. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of eighteen (18) mono-tube type steel poles for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof."

In Committee on Finance, October 28, 1958, bill read and amended by adding at the end of Section 1 the words "No. 1496, Equipment, Bureau of Traffic Planning, Department of Public Safety," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1590. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the grading, paving and curbing of Rhine Street, from Buente Street to the northerly line of the Spring Hill Gardens Plan of Lots, including other work incidental thereto, and for the payment of the cost thereof."

In Committee on Finance, October 28, 1958, bill read and amended in Section 1 by adding at the end thereof the words "Bond Fund No. 193, General Public Improvement Peoples Bonds 1957," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenza	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1579. Resolution authorizing and directing the City Treasurer to accept the sum of \$91.78 in settlement of metered water charges billed the property of Nathaniel Johnson, 254 Wick Street, 3rd Ward, for the 4th quarter of 1954 and the years 1955, 1956, 1957 and 1st, 2nd and 3rd quarters of 1958.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1588. Resolution authorizing the issuing of duplicate warrants in favor of Professional Sales Company to replace Warrant No. 44333, dated May 28, 1953, and to Mathew Moschetti to replace Warrant No. 16188, dated July 9, 1958, lost or destroyed.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan,	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 1647. Report of the Committee on Public Works for October 28, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1464. An Ordinance entitled, "An Ordinance widening Crane Avenue, in the Nineteenth Ward, from the easterly line of Rutherford Avenue to a point 41.11 feet eastwardly therefrom."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1597. An Ordinance entitled, "An Ordinance granting unto the Allegheny County Sanitary Authority the right, privilege and authority to resurface a portion of Preble Avenue abutting the Authority's Pittsburgh Sewage Treatment Plant."

Which was read.

Also

Bill No. 1598. An Ordinance entitled, "An Ordinance accepting the dedication of Rosecrest Drive, in the Tenth Ward of the City of Pittsburgh, as laid out in 'Stanton Heights Manor No. 1 Plan of Lots,' from the dividing line between 'Stanton Heights Manor No. 1 Plan of Lots' and 'Highland View Plan of Lots' to a point of curve 593.65 feet at Manorland Avenue, opening and naming the same, fixing the width and position of the roadway and sidewalks thereof, and establishing the grade thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Jones presented

No. 1648. Report of the Committee on Public Service and Surveys for October 28, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1453. An Ordinance entitled, "An Ordinance vacating two portions of Rutherford Avenue, from Crane Avenue to a point 107.50 feet southwardly therefrom; widening Rutherford Avenue from the dividing line of Lots Nos. 260 and 261 in the 'West Liberty Plan of Lots No. 5' to a point 40.0 feet northwardly therefrom; vacating a portion of Methyl Street from Crane Avenue to a point 52.55 feet southwardly therefrom; widening Methyl Street between points 54.44 feet and 94.44 feet south of Crane Avenue, and providing certain terms and conditions."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1586. An Ordinance entitled, "An Ordinance re-establishing the grade of Curranhill Avenue, from West Liberty Avenue to the intersection of Shiras Avenue and Ringwalt Street."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 981. An Ordinance entitled, "An Ordinance vacating Council Way, between Thomas Street and a line 4.95 feet north of the line dividing Lots Nos. 87 and 88 in the 'Crystal Place Plan of Lots' and providing for the closing of

said way, and condemning all private rights in the vacated area."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereof.

Mrs. D'Ascenzo presented

No. 1649. Report of the Committee on Parks, Recreation and Libraries for October 28, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1580. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the decoration of the Christmas Tree at Mellon Square, and for the payment of the cost thereof."

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.



And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenza	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1650. Report of the Committee on Lands, Buildings and Housing for October 28, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1581. Resolution authorizing sale to Stanley A. Bikulege and Irene M. Bikulege, his wife, lots on Glenroy Street, 29th Ward, for the sum of \$850.00.

Which was read.

Also

Bill No. 1582. Resolution authorizing sale to Alden Coughenour, lots on Triana Street, 29th Ward, for the sum of \$1,500.00.

Which was read.

Also

Bill No. 1583. Resolution authorizing sale to Elmer E. Nestor and Marie Nestor, his wife, parts of lots on Termon Avenue, 27th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 1584. Resolution authorizing sale to Joseph Sayko and Rose Sayko, his wife, lots on Shelton Street, 26th Ward, for the sum of \$600.00, and repealing Resolution No. 364, approved October 2, 1958, authorizing sale of said lots to Anna Quattrocchi, for the sum of \$600.00.

Which was read.

Also

Bill No. 1585. Resolution authorizing sale to Susan Statewicz, parts of lots on Mary Ann Street, 17th Ward, for the sum of \$400.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones moved

That the Minutes of Council of Monday, October 27, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Fagan

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII

Monday, November 10, 1958

No. 37

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 10, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Very Reverend John Gernat, Business Managing Editor of the Byzantine Catholic World, who will deliver the invocation.

Very Reverend John Gernat, Business Managing Editor of the Byzantine Catholic World, offered the following prayer:

Our Father, we yearn for a better understanding of spiritual things and a closer talk with Thee that we may interpret aright the times in which we live. We long to be able to minister, according to Thy will and according to the example of Christ, to people who are troubled and burdened with the cares of the world. Instill into the hearts of Thy servants each day fresh confidence

in Thy goodness. Deliver us from fear and worry that we may deal confidently with the fears and worries of others. Strengthen our faith and increase our capacity for sympathy and understanding. Make us glad to bear one another's burdens, and grateful for opportunities of fulfilling thus the law of Christ, and the laws of this City. Amen.

The Chair:

Thank you Father John Gernat for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1651. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Meters of various sizes for the Department of Water, and for the payment thereof.

Also

No. 1652. Communication from Department of Water relative to extra work on contract for rehabilitation and reconditioning of the 36" C. I. Supply Main originating at Baker Street adjacent to Highland Park, etc.

Which were read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1653. An Ordinance transferring \$5,000.00 from Code Account No. 1362, "Supplies," to Code Account No. 1362-1, "Coal, Coke, Gas and Steam," both within the Bureau of Accounts and Administration, Department of Lands and Buildings.

Also

No. 1654. An Ordinance authorizing a contract or contracts for heating and ventilating work at the Carnegie

Free Library and Carnegie Hall, East Ohio Street and Federal Street, Pittsburgh, Pa., and for the payment of the cost thereof.

Also (by request)

No. 1655. An Ordinance supplementing Ordinance No. 237, entitled "An Ordinance establishing procedures for the elimination of discrimination in the social, cultural and economic life of the City, requiring fair employment practices by prohibiting discrimination in employment because of race, color, religion, ancestry, national origin or place of birth by employers, employment agencies, labor organizations and others; establishing a Commission on Human Relations in the Office of the Mayor and prescribing the powers and duties thereof, including the powers and duties heretofore performed by the Division of Civic Unity, the Civic Unity Council and the Fair Employment Practices Commission; and providing penalties," approved June 25, 1955, by prohibiting discrimination in housing and in the financing of housing in the City of Pittsburgh because of race, color, religion, ancestry or national origin by any person, including real estate brokers, real estate salesmen and agents, owners of real property, and lending institutions.

Also

No. 1656. Resolution authorizing the design of the new heating plant in the North Side Carnegie Library Building so as to provide for the supply of heat to the Library building and also to the Buhl Planetarium, and authorizing the City of Pittsburgh to continue to supply heat to the Buhl Planetarium upon the rehabilitation of the heating plant at the North Side Carnegie Library Building.

Which were severally read and referred to the Committee on Finance.

Also

No. 1657. Resolution authorizing sale to John F. Donley, Jr. and Charles W. Haus, lot on Louisiana Avenue, 20th Ward, for the sum of \$500.00.

Also

No. 1658. Resolution authorizing sale to Matthew J. Kaczmarek and Ann T. Kaczmarek, his wife, lot on Jerome Street, 28th Ward, for the sum of \$1,200.00.

Also

No. 1659. Resolution authorizing sale to Frank A. Magnotta, lots on Broadway Avenue, 19th Ward, for the sum of \$2,000.00.

Also

No. 1660. Resolution authorizing sale to Carmelo Rizzo, part of lot on Ulysses Street, 19th Ward, for the sum of \$200.00.

Also

No. 1661. Resolution authorizing sale to Louis Steinbach, lot on Bedford Avenue, 5th Ward, for the sum of \$750.

Also

No. 1662. Resolution authorizing sale to George Stern and Marian Stern, his wife, lot on Fernwald Road, 14th Ward, for the sum of \$400.00.

Also

No. 1663. Resolution authorizing sale to Charles W. Taylor and Edna M. Taylor, his wife, lot on Jerome Street, 28th Ward, for the sum of \$400.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1664. Communication from Department of City Planning requesting permission to send delegates to the Pennsylvania Planning Association meeting at Hotel Sheraton, Philadelphia, November 12-14, 1958.

Also

No. 1665. Communication from Department of City Planning relative to attendance of C. Ronal Woods, Planning Director, at the American Institute of Planners' Annual Conference in New York, October 28-30, 1958.

Which were read and referred to the Committee on Finance.

Also (by request)

No. 1666. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S20-0, by changing from a "C1" Neighborhood Retail District, to a "C3" Commercial District, all that certain property bounded and described as follows: BROOKLINE BOULEVARD: the line dividing the present "S" and "C1"

Districts east of Breining Street; CLIPPERT WAY: and BREINING STREET.

Which was read and referred to the Committee on Public Works.

Also

No. 1667. An Ordinance establishing the grade of Harlow Street, from Wind Gap Avenue to a point 179.64 feet west of the westerly line of Middletown Road.

Also

No. 1668. An Ordinance establishing the grade of Strachan Avenue, from Potomac Avenue to Ordinance Avenue.

Also

No. 1669. An Ordinance fixing the width and position of roadway and sidewalks of Unger Lane, from Beeler Street to the easterly terminus of Unger Lane, with provisions for sloping, landscaping, retaining walls and steps, and establishing the grade thereof.

Also

No. 1670. An Ordinance vacating Loughrey Street, from Northumberland Street to Gladstone Road, and divesting the City of any right, title, or interest in said Loughrey Street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1671. An Ordinance imposing a tax for general revenue purposes on salaries, wages, commissions and other compensation earned during the period beginning January 1, 1959, and ending December 31, 1959, by residents of the City of Pittsburgh, and on salaries, wages, commissions and other compensation earned during said period by nonresidents of the City of Pittsburgh, for work done, or services performed in the City of Pittsburgh, and on the net profits earned during said period from businesses, professions or other activities conducted by residents of the City of Pittsburgh, and on the net profits earned during said period from businesses, professions and other activities conducted in the City of Pittsburgh by nonresidents; requiring the filing of declarations and returns, and the giving of information by employers and by those subject to the tax, imposing on

employers the duty of collecting the tax at source, providing for the administration and enforcement of the ordinance, and imposing penalties for violation thereof.

Also

No. 1672. An Ordinance to provide revenue for the City of Pittsburgh by imposing a tax for the year 1959 on certain classes of personal property; providing for the assessment and collection of the same; conferring and imposing powers and duties on the City Treasurer and imposing penalties.

Also

No. 1673. An Ordinance to provide revenue for the City of Pittsburgh by imposing for the year 1959 a tax upon the privilege of attending or engaging in amusements, including every form of entertainment, diversion, sport, recreation and pastime, requiring all persons, partnerships, associations and corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Treasurer of the City of Pittsburgh; prescribing the method and manner of collecting the tax imposed by this ordinance, and imposing penalties for violation thereof.

Also

No. 1674. An Ordinance imposing a tax for general revenue purposes on the transfer of real property, situate within the City of Pittsburgh, during the period beginning January 1, 1959, and ending December 31, 1959; prescribing and regulating the method of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons and the City Treasurer, and providing penalties.

Also

No. 1675. An Ordinance to provide for the issuance of mercantile licenses to persons engaging in certain occupations and businesses upon the payment of fees therefor; conferring and imposing powers and duties upon the Treasurer of the City of Pittsburgh.

Also

No. 1676. An Ordinance to provide revenue for the City of Pittsburgh by imposing a mercantile license tax for the year 1959 on persons engaging

in certain occupations and businesses therein; providing for its levy and collection and for the issuance of mercantile licenses; conferring and imposing powers and duties on the Treasurer of the City of Pittsburgh, and imposing penalties.

Also

No. 1677. An Ordinance providing for the letting of a contract or contracts for the handling, warehousing, packaging, transporting and delivery of surplus food, and other services related thereto, Department of Supplies, the payment of the cost thereof not to exceed ONE HUNDRED NINETEEN THOUSAND SIX HUNDRED AND 00/100 (\$119,600.00) DOLLARS.

Also

No. 1678. Resolution authorizing the issuing of a warrant in favor of Stephen Delli Gatti and Veronica M. Delli Gatti, 2044 Redrose Avenue, Pittsburgh 10, Pa., in the sum of \$139.93 in full settlement of claim against the City of Pittsburgh for parked car in front of home damaged September 15, 1958, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1679. Communication from Commission on Human Relations requesting permission for Edward A. King to attend meeting of the Pennsylvania Equal Rights Council in Harrisburg, Pa., on November 14, 1958.

Also

No. 1680. Communication from Commission on Human Relations requesting permission for all citizen members and staff to attend Annual Conference of the National Association of Inter-group Relations Officials in Pittsburgh, November 19-21, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 1681. Communication from the Department of Public Works advising of emergency repairs required on platform truck scales at the Municipal Incinerator.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 1682. Communication from International Union of Operating Engineers, Local 95-95A, submitting scale of wages of members for 1959.

Also

No. 1683. Communication from William J. Conroy, President, Local 385, Utility Workers Union of America, AFL-CIO, requesting a hearing before Council relative to Budget matters.

Also

No. 1684. Communication from Soho Public Baths requesting an appropriation of \$37,000.00 for 1959.

Which were severally read and referred to the Committee on Finance.

Also

No. 1685. Communication from Roberts & Dorn, Attorneys, requesting the opening of Watkins Lane, 20th Ward, as a public thoroughfare.

Which was read and referred to the Committee on Public Works.

Mr. Fagan:

Mr. President and Members of Council, I rise to a question of personal privilege. I have just conferred with the Director of the Department of Lands and Buildings and Homer Greene, Director of that department, has informed me that no transactions for the sale of publicly-owned properties transpire on a verbal basis as has been alleged in some quarters. For the information of Council and the general public, I wish to state that the sale of these properties is either by Treasury sale or a Sheriff's sale; there is no transaction done on a verbal basis by the Department of Lands and Buildings. There may be some verbal discussion about the sale of a piece of publicly-owned property with persons who desire to acquire it, but if any person desires to purchase any of this property, he makes an application to the Department of Lands and Buildings and places a deposit of ten per cent of the purchase money, and then a resolution for the sale of that property is transmitted to Council for consideration and action. If the sale is approved by Council and receives the signature of the Mayor, it then goes to the Court of Common Pleas for final approval. Anyone has a

right to appear in Court and offer a higher bid for the property in question; in other words, it is an auction conducted by the Court. Therefore, I wish to clear the minds of any person who thinks that these sales are conducted on a verbal basis. I hope I have made myself clear.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1686. Report of the Committee on Finance for November 6, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1618. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Ludwig S. Simmons (Simons) Estate in the Sixteenth (16th) Ward (formerly Twenty-seventh Ward) of the City of Pittsburgh for park and other public purposes."

Which was read.

Also

Bill No. 1619. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Alfred J. Baine and Betty Jane Baine, his wife, in the Sixteenth (16th) Ward (formerly Twenty-seventh Ward) of the City of Pittsburgh for park and other public purposes."

Which was read.

Also

Bill No. 1620. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William E. Sankey Estate in the Sixteenth (16th) Ward (formerly Twenty-seventh Ward) of the City of Pittsburgh for park and other public purposes."

Which was read.

Also

Bill No. 1638. An Ordinance entitled, "An Ordinance amending Ordinance No. 321, approved July 22, 1958, entitled, 'An Ordinance providing for a

contract or contracts for widening and repaving of Fifth Avenue, from Darragh Street to North Bouquet Street, and DeSoto Street, from Fifth Avenue to O'Hara Street; the repaving of Darragh Street, from Fifth Avenue to Victoria Street, and of Lothrop Street, from Fifth Avenue to Victoria Street, and the regrading and reimprovement of other intersecting streets affected thereby, and other work incidental thereto, including the laying and relaying of water lines and providing for payment of the cost thereof,' by decreasing the appropriation from Code Account No. 1507 from \$245,000.00 to \$240,000.00 and by increasing the appropriation from Bond Fund No. 193 from \$30,000.00 to \$35,000.00."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1631. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Public Auditorium Authority of Pittsburgh and Allegheny County in the sum of Four Hundred Fifty Thousand (\$450,000.00) Dollars, as a grant to the public auditorium project."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1632.

#### CITY OF PITTSBURGH

#### CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, The Director of the Department of Lands and Buildings and the Director of the Department of Water, in letters addressed to the Mayor and City Controller under date of October 28, 1958, have stated that an emergency has arisen in the Department of Lands and Buildings and the Department of Water, requiring certain employees of the various above named departments to perform emergency services for the benefit of the City of Pittsburgh for which they were not fully compensated during the period of July 1, 1958, to September 30, 1958, inclusive; and

Whereas, it is necessary that additional funds be provided for additional compensation to those employees afore-

mentioned, who performed these emergency services for the benefit of the City of Pittsburgh and for which they have not been fully compensated; and

Whereas, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances; Now, Therefore,

We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh, the existence of an emergency requiring the appropriation of an amount not to exceed \$3,938.50, for the payment of extra compensation due employees whose names will appear on a special payroll submitted by the respective departments and chargeable to the following code accounts:

#### DEPARTMENT OF LANDS AND BUILDINGS

##### Bureau of Repairs

Code	Acct. No.	Title	Amount
1366		Salaries and Wages Regular and Temporary Employees	\$ 364.00

##### Bureau of Operating Maintenance

1368		Salaries and Wages, Regular Employees	\$ 181.00
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#### DEPARTMENT OF WATER

##### Filtration Division

1743		Wages, Temporary Employees	\$ 420.53
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##### Mechanical Division

1756		Salaries and Wages, Regular Employees	\$ 530.37
1757		Wages, Temporary Employees	424.93
1761		Wages, Regular Employees	270.59

##### Distribution Division

1775		Salaries and Wages, Regular and Temporary Employees	\$1,747.08
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Total.....\$3,938.50

DAVID L. LAWRENCE,  
Mayor  
EDWARD R. FREY  
City Controller

Dated: Nov. 3, 1958.

Which was read, received and filed.

Also

Bill No. 1633. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$3,938.50, for payment of employees, Department of Lands and Buildings and Department of Water, whose names will appear on a special payroll submitted for the period from July 1, 1958, to September 30, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also •

Bill No. 1616. Resolution authorizing and directing the City Treasurer to accept the sum of \$404.28 in payment of flat rate charges billed the property of the Oakhurst Realty Corporation, 813-15 Lovett Way, 23rd Ward, for the years 1952, 1953, 1954, 1956 and 1957, without penalty and interest.

Which was read.

Also

Bill No. 1634. Resolution authorizing and directing the City Solicitor to satisfy, without payment, a lien against the property of Marie B. Stein-

kamp in the sum of \$200.00 for a sewer assessment because it has been ascertained that said assessment was entered in error in that the property is not served by said sewer but is served by a private sewer on Milan Avenue, 32nd Ward.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1636. Resolution authorizing the issuing of a warrant in favor of Vincent P. Daniele and Anna Daniele, 1721 Fallowfield Avenue, Pittsburgh 16, Pa., in the sum of \$445.07 in full settlement of claim against the City of Pittsburgh for extra plumbing work in May of 1958 installing new sewer at above address due to improperly installed city sewer, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1637. Resolution authorizing the issuing of a warrant in favor of Transamerican Freight Lines, Inc., 1700 N. Waterman Avenue, Detroit 9, Michigan, in the sum of \$135.00 in full settlement of claim against the City of Pittsburgh for truck struck by Bureau of Refuse truck at 2212 Nobles-town Road on September 4, 1958, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to al-



low the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Also

Bill No. 1635. Resolution authorizing and directing the City Solicitor to satisfy the assessment against Walter T. and Anna F. Pocerneckie in the amount of \$615.00 at No. 1922 January Term, 1958, for the grading, paving and curbing of Barbadoes Avenue, 19th Ward, because said assessment did not take into consideration the assessment made on the improvement of Woodbourne Avenue, for which an assessment was made in the sum of \$342.50 at No. 3391 April Term 1948, upon payment of \$225.00 with interest thereon from July 25, 1958.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Fagan:

Mr. President, I want to make a statement on Bill No. 1635. This is the bill that has to do with the grading and paving of Woodbourne Avenue and Barbadoes Street. I see here that they are charging Mr. Pocerneckie interest on that. They have no right to charge them interest on that. They were willing to pay the bill when they paid for the paving of Woodbourne Avenue. I think the interest should be eliminated, and I so move.

Mr. Rodgers:

I understand that this is a settlement that has been worked out with the property owners. They are perfectly willing to pay the small amount of interest which is contained in this bill. I would also like to point out that by having a delay in payment they have, in effect, gotten the benefit. Whereas the money should have been paid on July 4, 1958, they did not have to pay it at that time. They are paying it three or four months later. I don't think this is a burdensome thing.

Mr. Fagan:

Those people came in to pay what they were entitled to pay. The matter was in the Law Department. The Law Department took all this time to make a recommendation to Council. They were willing to pay when the bill was due.

Mr. Rodgers:

Had they pursued their remedies before the Board of Viewers and had called the Bureau's attention to the situation which the Law Department later recommended in this bill, their assessment would not have been the larger amount. It would have been the amount recommended here and would be payable on July 25, 1958.

Mr. Fagan:

Why should somebody be charged for the paving when they got no benefit out of it. They were not involved in the paving of Barbadoes Street.

Mr. Rodgers:

I believe it appears here that they were involved and properly owed \$225.00.

Mr. Fagan:

Because of the fact that the bill was \$615.00.

Mr. Rodgers:

Mr. Fagan, I believe we are talking about something in the neighborhood of \$2.65.

Mr. Fagan:

No matter if it is \$.03, they have a right to be protected. That is the reason I am raising the question right now.

Mr. Rodgers:

I would like to ask whether it appears on the record.

Mr. Fagan:

They came in to pay the bill like everyone else that was billed on the street. That is what they did. Then they told them that they owed that. They said they would pay for the paving of Woodbourne Avenue. There was fifteen feet on Barbadoes Street that they were willing to pay for at the time it was due.

Mr. Jones:

I just want to ask Mr. Rodgers one question. Did I understand you to say in your remarks that the parties involved here agreed and are willing to pay as is?

Mr. Rodgers:

That is certainly my understanding, Mr. Jones. They are willing to pay the amount with interest from July 25, 1958.

Mr. Jones:

The amount previous was \$615.00. As a compromise it has been reduced to \$215.00 plus interest.

Mr. Fagan:

Mr. President, I would like to know where they got the information that this is an agreement.

Mr. McCarthy:

Is there a letter attached to this bill?

Mr. Boxheimer:

Yes.

The transmittal letter from the Department of Law, signed by J. Frank McKenna, Jr., City Solicitor, as follows, was read:

DEPARTMENT OF LAW

Pittsburgh, Pa., October 28, 1958

Finance Committee  
City Council  
City of Pittsburgh

In re: Bill No. 1272—Assessment Against  
Property At 1442 Woodbourne  
Avenue

Gentlemen:

The above bill is a communication from Walter T. and Anne F. Pocernickie, complaining of assessment against property at 1442 Woodbourne Avenue for grading, paving and curbing of Barbadoes Avenue.

On investigation we find that the Pocernickie property was assessed for grading, paving and curbing of Woodbourne Avenue at No. 3391 April Term, 1948, in the amount of \$342.50 on the basis of 25 feet fronting on Woodbourne Avenue. This is evident from the plan of the Viewers' proceedings following the paving of Woodbourne Avenue. The property of the Pocernickies in that proceeding was designated as V-1, and it is clear that only 25 feet of the property was considered as fronting on Woodbourne Avenue and was, therefore, assessed for benefits in that proceeding.

In 1958 Barbadoes Avenue was graded and paved. Proceedings to assess benefits for the improvement were conducted by viewers at No. 1922, January Term, 1958. In this proceeding the Pocernickie property is designated as V-12. A sketch of part of the plan of the Viewers' proceeding showing the property involved, that is V-12, is attached hereto. It is obvious from the plan that the Pocernickie property fronts only 15 feet on Barbadoes Avenue, and that the remaining frontage, to-wit, 35.42 feet, is on Woodbourne Avenue.

Notwithstanding the fact that the property fronts only 15 feet on Barbadoes Avenue, the same was assessed for its entire frontage on Barbadoes and Woodbourne Avenues, or 40.42 feet. The assessment is in the sum of \$612.00, precisely the same amount of the assessment against the adjacent property V-13, which does front 40.42 on Barbadoes Avenue. The assessment is, therefore, in the approximate amount of \$15.00 per front foot. Since the Pocernickies have already paid for the paving of 25 feet in front of their property in the proceedings involving Woodbourne Avenue, it is recommended that the assessment under discussion be reduced to such an extent that they will pay for the paving of only 15 feet. On this basis, the assessment will be \$225.00.

It is, therefore, recommended that the enclosed resolution authorizing satisfaction of the lien upon payment of the sum of \$225.00 be adopted.

Very truly yours,

J. Frank McKenna, Jr.  
City Solicitor

The Chair:

Is there a second to Mr. Fagan's

motion that the resolution be amended by striking out the words "with interest from July 25, 1958?"

The Chair hears none. Members of Council, what is your pleasure?

Mr. Counahan moved

That Bill No. 1635 be recommended to the Committee on Finance for further consideration.

Upon which motion, Mr. Counahan demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Gallagher
Mrs. D'Ascenzo	(Pres't)

Noes:—

Mr. Fagan	Mr. Olbum
Mr. Jones	Mr. Rodgers
Mr. McCarthy	Mr. Weir

Ayes 3. Noes 6.

And a majority of the votes of Council being in the negative, the motion did not prevail.

And the bill was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Rodgers
Mrs. D'Ascenzo	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)
Mr. Olbum	

Noes:—Mr. Fagan.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 1687. Report of the Committee on Public Works for November 6, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1639. An Ordinance entitled, "An Ordinance consenting to the establishment of a 'Limited Access Highway' Legislative Route 1026, in the City of Pittsburgh by the Secretary of Highways of the Commonwealth of Pennsylvania."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1511. An Ordinance entitled, "An Ordinance widening Yale Drive, from Sinton Avenue to Lucina Avenue, in the Twenty-ninth and Thirty-second Wards."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Jones presented

No. 1688. Report of the Committee on Public Service and Surveys for November 6, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1488. An Ordinance entitled, "An Ordinance vacating the following streets as laid out in the 'Carrick Park Terrace Plan,' namely:

Lipton Way (formerly Lyman Way,) from Park Boulevard to Lucina Avenue.

Lybrig Way, from Lipton Way (formerly Lyman Way) to Midwood Way (formerly Briggs Way).

Overbrook Street, from Park Boulevard to Lucina Avenue.

Park Boulevard, from Sinton Avenue to Midwood Way (formerly Briggs Way).

Queenston Street (formerly Princeton Avenue), from Park Boulevard to a line ten (10) feet east of the easterly line of Yale Drive, thirty (30) feet wide.

Wee Way (formerly Yale Way) from the line dividing lots Nos. 38 and 39 in said Plan to Lucina Avenue."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan

Mrs. D'Ascenzo

Mr. Fagan

Mr. Jones

Mr. McCarthy

Mr. Olbum

Mr. Rodgers

Mr. Weir

Mr. Gallagher

(Pres't)

Ayes 9. Noes none.

And there being three-fourth of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Fagan presented

No. 1689. Report of the Committee on Lands, Buildings and Housing for November 6, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1621. Resolution authorizing sale to George Bennett and Mary Bennett, his wife, part of lot on Flowers Avenue, 15th Ward, for the sum of \$200.00.

Which was read.

Also

Bill No. 1622. Resolution authorizing sale to Duquesne Slag Products Company, 3.518 Acres on Forward Avenue, 14th Ward, for the sum of \$3,000.00.

Which was read.

Also

Bill No. 1623. Resolution authorizing sale to Frank Durso and Carmela Durso, his wife, part of lot on Hedge Street, 12th Ward, for the sum of \$250.00.

Which was read.

Also

Bill No. 1624. Resolution authorizing sale to Frank Fontana, lots on Forward Avenue, 14th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1625. Resolution authorizing sale to Joseph A. Klaja and Anna L. Klaja, his wife, part of lot on Bethoven Street, 6th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1626. Resolution authorizing sale to William F. Motz, lots on Alverado Street, Dagmar Avenue and Belasco Avenue, 19th Ward, for the sum of \$4,650.00.

Which was read.

Also

Bill No. 1627. Resolution authorizing sale to Frank P. Vitale, Robert J. Vitale and Anthony J. Vitale, lots on Queensbury Street, 28th Ward, for the sum of \$750.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1628. Resolved, That the Mayor, on behalf of the City of Pittsburgh, is hereby authorized and directed to join with the County of Allegheny and School District of Pittsburgh on the one part, and the following persons on the other part, in separate agreement for the sale of the following real estate, free and clear of all encumbrances, for the following sum, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City of Pittsburgh in the following Real Estate Property:

PROPERTY	PURCHASER	AMOUNT
Bessie Scholnick ----- 2204 Forbes Street Lot—20x98x30x76 ft. more or less. Being part of a property acquired by Sheriff Sale—No. 1613 October Term, 1935 DTD.	Sarah Goldberg ----- 1655 Beechwood Blvd. Pittsburgh 17, Pa.	\$ 2,510.00
Max T. Levine ----- 2340-42-44-46 Center Avenue Lot 75x140x50.15x134.43 ft. No claim for damages shall be filed by the Grantee or his successor in interest against the City of Pittsburgh for subsequent street widening.	Lewis Harrington and Donald N. Harrington 2335 Center Avenue Pittsburgh 19, Pa.	\$12,000.00
Harry Harris ----- 644 Kirkpatrick Street 1 sty. brick structure in rr. on Belinda Street Lot 20x111.86 ft.	Edward M. Goldston ----- 5453 Covode St. Pittsburgh 17, Pa. c/o Leo B. Shapero Agency B. F. Jones Building Pittsburgh 19, Pa.	\$ 1,360.00
Robert Wasyl ----- 31-33 Wooster Street Lot 26.49x57.5 ft.	James T. Goode ----- 525 Fifth Avenue Pittsburgh 19, Pa.	\$ 356.00
John S. Culbertson ----- 5121-5123 Liberty Avenue 2—2½-story frame dwellings Lot 50x120 feet.	J. R. Plymlre ----- 406 Berger Building Pittsburgh 19, Pa.	\$14,261.00

PROPERTY	PURCHASER	AMOUNT
Mary E. Vaughn ----- 325-327 E. Carson Street 2-3-sty. br. store & dwlgs. Lot 44x100 ft.	Pittsburgh Terminal ----- Warehouses, Inc. J. E. Headley, President, 315 E. Carson Street Pittsburgh 19, Pa.	\$ 7,269.00
Adam M. Holler ----- 1800 W. Carson Street Lot 34.07 x avg. 104.53x19 ft. Be it understood that the grantee or his successors in title hereby covenant and agree that if at any time in the future the City of Pittsburgh by proper action widens Carson Street by taking for street purposes that portion of the property between the northerly line of Carson Street and a line 20 feet distant from and parallel thereto, no claim for damages will be filed or expected by the above grantee or his successors in title.	Joe and Ruth Wiseman ----- 1512 Beechwood Blvd. Pittsburgh, Pa.	\$ 2,850.00
Marjorie Gloeckner ----- Lot No. 17 to No. 35 incl. & part of Lots Nos. 36, 37, 38 and 39. Approximately 139,695 square ft. being part of a property acquired by Sheriff Sale No. 480 October Term, 1954. Greenleaf Place between Greenleaf and Fingal Street. No claim for damages shall be filed by the Grantee or his successor in interest against the City of Pittsburgh for subsequent street grading.	M. F. H. Builders, Inc. ----- 927 Banksville Ave. c/o Elmer J. Falavolito 280 Ringold Ave. Pittsburgh 5, Pa.	\$ 5,000.75
John T. Myers ----- 330 Junius St. Lots Nos. 10, 11, 12 and 13. 100x100 ft.	Nathaniel and Corrine Camp --\$ 172 Junius St. Pittsburgh 20, Pa.	375.00
Malsch Properties ----- John G. Malsch 909 Reedsdale Street 3 sty. brick hotel building Lot 22x100 Reedsdale Street between Galveston and Sturgeon St. Henry Malsch 911 Reedsdale Street between Manchester and Stengel Sts. 2 story brick dwelling. Lot 20.42 x avg. 58x20.86 rear. Frederick Malsch 915 Reedsdale St. cor. Stengel St. Lot 63.9x100 ft.	William E. Miller, Jr. ----- 4554 Wm. Flynn Highway Allison Park, Penna.	\$42,050.00
Clarence A. Pearson No. 5 ----- 113 Arch Street 2 sty. fra. dwlg. Lot 40x50 ft.	Joseph P. Breen ----- Walter A. Breen, Jr. 2401 Wylie Avenue Pittsburgh 19, Pa.	\$ 916.50
L. C. Wick ----- Lot No. 29--Pemberton St. Bet. Campus and Wapello St., Lot 40x130 ft.	Edwin C. & Margaret M. Moore ----- 3717 Brighton Rd. Pittsburgh 12, Pa.	\$2,537.30

PROPERTY	PURCHASER	AMOUNT
Anna B. Holste 1438 Arnold St. cor. Berger St. 2 sty. br. venger hse. 4 lots 26.22x100 ft. ea. 1 lot 33.42x100x18.19 rear	Jos. A. Lannis-John Lannis 379 Flowers Avenue Pittsburgh 7, Pa.	-\$ 7,251.50

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Fagan:

Mr. President, I would state for the record in connection with Bill No. 1628, and for the information of the members of Council and the general public and those who run may read, that the total value of the property authorized to be sold under the provisions of this resolution is \$97,000.00. Sealed bids were received by the Department of Lands and Buildings on the various pieces of property authorized to be sold by this resolution. So there was nothing verbal in connection with these sales.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones,	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

#### MOTION AND RESOLUTIONS

Mr. Fagan moved

That the Minutes of Monday, November 3, 1958, be approved.

Which motion prevailed.

Mr. Fagan:

Mr. President, it was with sadness that I learned of the death of two former employees of the City of Pittsburgh—Dr. I Hope Alexander, Director of the Department of Public Health, and

Martin L. (Cozy) McTighe, Superintendent of Buildings, Department of Lands and Buildings. When we adjourn this Council meeting today, I will move that Council do so out of respect to the memory of these two former City employees.

Mr. Weir:

Mr. President, I thought it appropriate today that someone call attention to the fact that there has passed among us one of the most colorful; one of the most interesting and one of the most useful and important Directors of a Department that has ever served the City of Pittsburgh. A somewhat controversial character at times, and one for whom I, among many others, learned and developed a very great respect.

Some people were not fully aware of the real depth and force of Dr. Alexander because he had a really wonderful sense of humor that prevented him from taking himself too seriously and ever developing a pompous attitude that others might have developed.

When I first came into this Council, I was assigned the Committee of Public Health; frankly for the simple reason that it was the least active and regarded as the less interesting assignment. Just prior to that time, the Mayor had asked the United States Health Department to survey the Public Health facilities of the City. That survey was requested by Mayor Lawrence because Dr. Alexander had in turn asked Mayor Lawrence to do this. It was rather an unusual action. Most people don't invite searching investigations of the way they are conducting their offices. He knew full well that this survey would be highly critical. Yet, he asked for it.

As a result of it, of course, a plan was developed from which a rather mediocre Health Department in the City rose to, actually, an outstanding one. At the time our Health Department was turned over lock, stock and barrel to the County of Allegheny. I think we can take pride in the fact that it did be-

come a very excellent Health Department, excelled by very, very few in the United States.

Throughout that development it was also my constant observation that Dr. Alexander was never rooted to old habits and old ways of thinking. He never constituted an obstacle to change or develop. In fact, he devoted all his efforts to the change.

Another measure of his stature, in my opinion, is the fact that although he knew—and when I say he knew, believe me, I know what I am talking about from intimate conversations with him—he could not obey Health Officers of Allegheny County; no one worked more vigorously to bring about the County Health Unit for the simple reason that he recognized the best thought in the field of Public Health, including his own. A unit could be run more efficiently in the best public interest with a greater geographical area such as Allegheny County. He, together with the rest of us, lobbied for the County Health Department which made that department possible.

This man, I understand, became Director of Public Health somewhat by chance. Dr. Alexander was a specialist in chest diseases. He became acquainted

with Mayor Scully as a rider on the same bus. As a result of which they discussed public health and Mayor Scully asked him to take the job.

Although he was eminent in the field in which he worked, he had no real prior work in the aspect of public health. There again it was a great credit to him that he was able to develop himself in the field of Public Health to a rather remarkable person in that field.

I can think of nobody in my memory who contributed more as a Cabinet Officer to the welfare of this City than Dr. Alexander or, who I might add, was a more genuine fellow and real person than Dr. I. Hope Alexander. I will be happy to second Mr. Fagan's motion.

Mr. Fagan moved

That Council now adjourn out of respect to the memory of Dr. I. Hope Alexander, former Director of the Department of Public Health of the City of Pittsburgh, and of Martin L. McTighe, former Superintendent of Buildings, Department of Lands and Buildings.

Which motion prevailed by a rising vote.

And Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXVII

Monday, November 17, 1958

No. 38

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

November 17, 1958

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend Robert J. Lamont, Pastor, First Presbyterian Church of Pittsburgh, who will deliver the invocation.

Reverend Robert J. Lamont, Pastor, First Presbyterian Church of Pittsburgh, offered the following prayer:

Our Father, Thou hast told us to be still and then the confidence of knowing Thee will possess our hearts and minds. And so we pause in the business of our day acknowledging freely the responsibility which we carry, but thanking Thee that if Thou will grant us wisdom and understanding, we shall be able to measure ourselves against the demands of this day and the responsibility which is ours in this City.

Thou hast encouraged us to come and ask for wisdom and Thou hast promised that Thou would give it liberally and not upbraid us. So we ask for wisdom for our minds. We ask for understanding for our hearts and discipline for our wills so that in all things we may live honorably in Thy sight and fulfill the privilege of our offices with the blessings we possess as individuals for a great city.

We express our thanks through Christ and ask that Thou would enable us to be the instruments of Thy good will in our generation. We ask this in the name of Christ who gave Himself for us. Amen.

The Chair:

Thank you Reverend Lamont for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1690. Communication from the Department of Water submitting report of overtime services performed by employees in the department during the month of October, 1958.

Which was read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1691. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of an architect or architects for architectural services, in connection with the construction of a new Carpenter Shop and a new Automotive Repair Shop at 29th Street, Pittsburgh, Pa., for the Department of Lands and Buildings and the Bureau of Automotive Equipment, Department of Public Works, and

appropriating funds for such architectural services.

Which was read and referred to the Committee on Finance.

Also

No. 1692. Resolution authorizing sale to Harry E. Alberts, Jr., and Eleanor J. Alberts, his wife, lots on Jerome Street, 28th Ward, for the sum of \$1,200.

Also

No. 1693. Resolution authorizing sale to Robert Blsek and Elsie V. Blsek, his wife, lots on Jerome Street, 28th Ward, for the sum of \$1,200.00.

Also

No. 1694. Resolution authorizing sale to Philip Frasca, lot in the North Hartman Plan, between Lemington Avenue and Ollivant Street, 12th Ward, for the sum of \$800.00.

Also

No. 1695. Resolution authorizing sale to Morris L. Lipsitz and Henrietta L. Lipsitz, his wife, lot on Murray Avenue, 15th Ward, for the sum of \$1,000.00.

Also

No. 1696. Resolution authorizing sale to Vetter Homes, Inc., lots on East Woodford Avenue, 29th Ward, for the sum of \$500.00.

Also

No. 1697. Resolution amending Resolution No. 362, approved October 2, 1958, authorizing sale to Joseph Kane, lot on Christopher Street, 10th Ward, for the sum of \$500.00.

Also

No. 1698. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with Hill City Youth Municipality for rental of four offices on the first floor of property at 2038 Bedford Avenue, 5th Ward, for use of the Friendly Service Bureau of the Department of Public Safety, for a term of one year, commencing January 1, 1959, and expiring December 31, 1959, for a total rental of \$1,200.00, payable in monthly installments of \$100.00 each; that said lease shall contain such other terms and conditions as shall in form be approved by the City Solicitor, and charging same to Code Account No. 1361, Miscellaneous (Rent) Services.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1699. Resolution peermitting the Urban Redevelopment Authority of Pittsburgh to apply to the Federal Government for \$196,000.00 for survey and planning studies for a 58-acre redevelopment area, immediately east of the Downtown Business District, to be known as the Bluff Street Project.

Which was read and referred to the Committee on Finance.

Also

No. 1700. An Ordinance approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance No. 192, approved May 10, 1958, for erection of a new girls' dormitory located on property of Chatham College, Zoned "R3," having frontage on Woodland Road; West Woodland Road, and Fair Oaks Street, City of Pittsburgh, Pennsylvania.

Which was read and referred to the Committee on Public Works.

Also

No. 1701. An Ordinance re-establishing the grade of Verse Way, from Chislett Street to Antietam Street.

Also

No. 1702. An Ordinance establishing the grade of Queenston Street, from Lucina Avenue to Yale Drive.

Also

No. 1703. Petition for Vacation of Absecon Street, between Dornbush Street and Wilkinsburg Avenue.

Also

No. 1704. Petition for Vacation of Baylock Way, between Dornbush Street and Point 323.98 feet North of Dornbush Street.

Also

No. 1705. An Ordinance vacating Absecon Street from Dornbush Street to Wilkinsburg Avenue, and Baylock Way from Dornbush Street to the line dividing Lots Nos. 267 and 268, a distance of approximately 323.98 feet.

Also

No. 1706. Petition for Vacation of Tate Way and Retanus Way.

Also

No. 1707. An Ordinance vacating Tate Way from Esplanade Street to the west line of Retanus Way, and Retanus Way from the south line of Tate Way to the north line of Tate Way.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1708. An Ordinance authorizing and directing the issuance of a warrant to "Girard Trust Corn Exchange Bank for Credit to Consumer Credit Account of Robert D. Cox, No. 10-108-229 331 R" in the amount of \$158.47.

Also

No. 1709. An Ordinance authorizing the issuance of warrants in favor of the following:

Name of Company	Commodity	Amount
Genuine Motor Parts of Pennsylvania, Engine Block		\$592.88
Gulf Oil Company, Gasoline and Oil		38.63
Hiland Stationery, Ink and Stamp		12.20
Consolidated Business Systems-Company, Summons Forms----		612.07

without previous authority of law.

Also

No. 1710. Resolution authorizing and directing the City Treasurer to exonerate City taxes against John and Mary Gasper, First (1st) Ward, for the year 1953 in the sum of \$258.24 and the year 1954 in the sum of \$258.24, for the reason that an examination of the records reveals the assessment to be placed in the exempt classification, the property having been used for State Highway Route 764, Sec. C-S, July 16, 1952; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Also

No. 1711. Communication from the City Treasurer submitting report of deposits and market value to collateral security pledged by city depositories to secure same as of October 31, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1712. An Ordinance provid-

ing for the letting of a contract or contracts for the furnishing and delivery of Traffic Equipment, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 1713. Resolution authorizing and directing the City Treasurer to accept the sum of \$932.51 in settlement of delinquent metered water charges billed the property of William H. and Jennie G. Whitman, 2208 Fifth Avenue and Rear, 4th Ward, for the 4th quarter of 1952 and the years 1953, 1954, 1955, 1956 and 1957.

Also

No. 1714. Communication from W. W. Rankin, Associate Traffic Engineer, Bureau of Traffic Planning, Department of Public Safety, submitting report of his attendance at the National Safety Congress in Chicago, Illinois, October 21 and 22, 1958.

Which were severally read and referred to the Committee on Finance.

Also

No. 1715. An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 1716. An Ordinance authorizing the issuance of a warrant in favor of DePasquale & Sons, Incorporated, for \$3,090.00, in payment for extra work performed on the contract for Widening and Repaving of South Millvale Avenue, between Liberty Avenue and Yew Street, including the laying and relaying of water lines, and other work incidental thereto, Controller's Register No. 14719, for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 1717. Communication from the Pension Fund of the City of Pittsburgh requesting an additional appropriation of \$100,000.00 for 1958.

Also

No. 1718. Petition of telephone operators, Bureau of Electricity, Department of Public Safety, for increase in salary.

Also

No. 1719. Communication from I. B. T. C. W. Local No. 249 (Teamsters Union) submitting scale of wages of its members for 1959.

Also

No. 1720. Communication from Blanche and Vernon Starke requesting adjustment of water charges against their property at 2230 Wylie Avenue, Fifth Ward, for the year 1954.

Which were severally read and referred to the Committee on Finance.

Also

No. 1721. Communication from Margaret E. Rogan requesting the improvement of portion of Zahniser Street, 20th Ward.

Also

No. 1722. Petition for opening of Keefe Street to traffic between Mohrbach Street and McElhinney Avenue, 31st Ward.

Which were read and referred to the Committee on Public Works.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1723. Report of the Committee on Finance for November 12, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1653. An Ordinance entitled, "An Ordinance transferring \$5,000.00 from Code Account No. 1362, 'Supplies,' to Code Account No. 1362-1, 'Coal, Coke, Gas and Steam,' both within the Bureau of Accounts and Administration, Department of Lands and Buildings."

Which was read.

Also

Bill No. 1654. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for heating and venti-

lating work at the Carnegie Free Library and Carnegie Hall, East Ohio Street and Federal Street, Pittsburgh, Pa., and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1677. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the handling, warehousing, packaging, transporting and delivery of surplus food, and other services related thereto, Department of Supplies, the payment of the costs thereof not to exceed One Hundred Nineteen Thousand Six Hundred and 00/100 (\$119,600.00) Dollars."

Which was read.

Also

Bill No. 1651. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of meters of various sizes for the Department of Water, and for the payment thereof."

Which was read.

Also

Bill No. 1592. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$16,700.00 within Code Accounts of the Department of Public Works."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan  
Mrs. D'Ascenzo  
Mr. Fagan  
Mr. Jones  
Mr. McCarthy

Mr. Olbum  
Mr. Rodgers  
Mr. Weir  
Mr. Gallagher  
(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1591. An Ordinance entitled, "An Ordinance transferring the sum of \$67,900.00 to Code Accounts within the Bureau of Automotive Equipment, Department of Public Works."

In Committee on Finance, November 12, 1958, bill read and amended in Section 1 as shown in red and in the title by striking out the figure "\$67,900.00" and inserting in lieu thereof the figure "\$50,000.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1593. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$18,000.00 within code accounts of the Bureau of Refuse, Department of Public Works."

In Committee on Finance, November

12, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a Certificate of Emergency signed by the Mayor and the City Controller relating thereto.

Which was read.

Also

No. 1724.

#### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, the Director of the Department of Public Works, in letters dated October 21, 1958, addressed to the Mayor and the City Controller, has stated that an emergency has arisen in the Bureau of Refuse, Department of Public Works, requiring a transfer of the sum of \$18,000.00 to Code Account No. 1676-3, Wages, Regular Employees, October to December, Division of Collection and Disposition, to meet anticipated payrolls for scheduled work for the remainder of this year for the reason that appropriations to the Third and Fourth Quarters were smaller than the first half of the year, based on anticipated delivery of Load Packers for the collection of garbage and rubbish; and

Whereas, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the transfer of the sum of \$18,000.00 to Code Account No. 1676-3, Wages, Regular Employees, October to December, Division of Collection and Disposition, to meet anticipated payrolls for scheduled work for the remainder of the year.

David L. Lawrence

Mayor

Edward R. Frey

Controller

Dated: Oct. 27, 1958.

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1656. Resolution authorizing the design of the new heating plant in the North Side Carnegie Library Building so as to provide for the supply of heat to the Library building and also to the Buhl Planetarium, and authorizing the City of Pittsburgh to continue to supply heat to the Buhl Planetarium upon the rehabilitation of the heating plant at the North Side Carnegie Library Building.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1678. Resolution authorizing the issuing of a warrant in favor of Stephen Delli Gatti and Veronica M. Delli Gatti, 2044 Redrose Avenue, Pittsburgh 10, Pa., in the sum of \$139.93 in full settlement of claim against the City of Pittsburgh for parked cars in front of home damaged September 15, 1958, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Rodgers presented

No. 1725. Report of the Committee on Public Works for November 12, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1531. An Ordinance entitled, "An Ordinance widening Mt. Pleasant Road in the Twenty-sixth Ward of the City of Pittsburgh, from the southerly line of the 'Eastside Plan of Lots' to the westerly line of Reserve Township."

Which was read.

Mr. Rodgers moved

A suspension of the rule to al-

low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Jones presented

No. 1726. Report of the Committee on Public Service and Surveys for November 12, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1667. An Ordinance entitled, "An Ordinance establishing the grade of Harlow Street, from Wind Gap Avenue to a point 179.64 feet west of the westerly line of Middletown Road."

Which was read.

Also

Bill No. 1668. An Ordinance entitled, "An Ordinance establishing the grade of Strachan Avenue, from Potomac Avenue to Ordinance Avenue."

Which was read.

Also

Bill No. 1669. An Ordinance entitled, "An Ordinance fixing the width and position of roadway and sidewalks of Unger Lane, from Beeler Street to the easterly terminus of Unger Lane, with provisions for sloping, landscaping,

retaining walls and steps, and establishing the grade thereof."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Fagan presented

No. 1727. Report of the Committee on Lands, Buildings and Housing for November 12, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1657. Resolution authorizing sale to John F. Donley, Jr., and Charles W. Haus, lot on Louisiana Avenue, 20th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1658. Resolution authorizing sale to Matthew J. Kaczmarek and Ann T. Kaczmarek, his wife, lots on Jerome Street, 28th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 1659. Resolution authorizing sale to Frank A. Magnotta, lots

on Broadway Avenue, 19th Ward, for the sum of \$200.00.

Which was read.

Also

Bill No. 1660. Resolution authorizing sale to Carmelo Rizzo, part of lot on Ulysses Street, 19th Ward, for the sum of \$200.00.

Which was read.

Also

Bill No. 1661. Resolution authorizing sale to Louis Steinbach, lot on Bedford Avenue, 5th Ward, for the sum of \$750.00.

Which was read.

Also

Bill No. 1662. Resolution authorizing sale to George Stern and Marian Stern, his wife, lot on Fernwald Road, 14th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1663. Resolution authorizing sale to Charles W. Taylor and Edna M. Taylor, his wife, lot on Jerome Street, 28th Ward, for the sum of \$400.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

The Chair presented

No. 1728. Resolved, That the de-

positories of moneys of the City of Pittsburgh shall be and are hereby designated as follows for 1959:

#### Active Account—General Funds

Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust Company

#### Active Account—City of Pittsburgh

##### Payroll Account

Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust Company

#### Active Account—Bond Funds

Mellon National Bank and Trust Co.

#### Active Account—Special Trust Funds

Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust Company

#### Active Account—Water Funds

Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust Company

#### Active Account—City of Pittsburgh

##### Employees' Withholding Fund

Peoples First National Bank & Trust Company

#### Active Account—City of Pittsburgh

##### Employees' United Fund Contributions

Peoples First National Bank & Trust Company

#### Active Account—City of Pittsburgh

##### Employees' Social Security Contribution Account

Mellon National Bank and Trust Co.

#### Inactive Account—General Funds

Allegheny Trust Company  
Commonwealth Trust Company of Pittsburgh  
Fidelity Trust Company  
Hill Top Bank  
Iron & Glass Dollar Savings Bank  
Mellon National Bank and Trust Co.  
North Side Deposit Bank  
Peoples First National Bank & Trust Company  
Provident Trust Company  
St. Clair Deposit Bank of Pittsburgh  
West End Bank  
Western Pennsylvania National Bank (Washington Trust Office)  
William Penn Bank of Commerce

#### Inactive Account—Special Trust Funds

Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust Company



**Inactive Account—Water Funds**

Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust  
Company

**Inactive Account—Bond Funds**

Commonwealth Trust Company of  
Pittsburgh  
Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust  
Company  
Western Pennsylvania National Bank  
(Washington Trust Office)

Which was read.

Mr. McCarthy moved

The adoption of the resolution.  
Upon which motion the ayes and noes  
were taken, and being taken were:

**Ayes:—**

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council  
being in the affirmative, the motion pre-  
vailed.

Mr. Counahan moved

That the Minutes of Council of  
Monday, November 10, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Olbum

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXVII

Monday, November 24, 1958

No. 39

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 24, 1958.

Council met.

Present:—

Mr. Counahan	Mr. McCarthy
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. Olbum	(Pres't)

The Chair:

Members of Council and visitors, we are honored this afternoon by the presence of Reverend Anthony De Luca, Assistant Pastor, Resurrection Church of Brookline, who will deliver the invocation.

Reverend Anthony DeLuca, Assistant Pastor, Resurrection Church of Brookline, offered the following prayer:

Almighty and Eternal God, Supreme Law-giver of mankind, precede, we beseech Thee, our actions by Thy holy inspirations and accompany them with Thy gracious assistance, so that every word and work of ours may begin from Thee and through Thee be happily ended. Amen.

The Chair:

Thank you Father Anthony De Luca for your very inspiring prayer.

#### PRESENTATIONS

Mrs. D'Ascenzo presented

No. 1729. Resolution authorizing renewal of Agreement with the School District of Pittsburgh for the use of certain facilities owned by the School District of Pittsburgh after school hours and during the daylight hours during the summer months when the schools are closed in order to give a well-rounded recreational program to the people of Pittsburgh for the recreational sessions of 1959, that is to say, from January 1, 1959, through December 31, 1959; the City of Pittsburgh to reimburse the School District of Pittsburgh in an estimated amount negotiated, or to be negotiated, by the respective parties, and entering into a written renewal Agreement covering any changes.

Which was read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1730. Resolution authorizing sale to Samuel H. Allen, lots on Cobden Street, 16th Ward, for the sum of \$400.

Also

No. 1731. Resolution authorizing sale to Joseph H. Bliss, lots on Dartmore Street, 32nd Ward, for the sum of \$1,200.

Also

No. 1732. Resolution authorizing sale to Charles J. Hamilton and Geraldine T. Hamilton, his wife, lot on Singer Place, 13th Ward, for the sum of \$300.00.

Also

No. 1733. Resolution authorizing sale to A. B. Holmes and Ora Lee Holmes,

his wife, lots on Minooka Street, 29th Ward, for the sum of \$2,000.00.

Also

No. 1734. Resolution authorizing sale to William F. Motz, lot on Woodward Avenue, 19th Ward, for the sum of \$650.

Also

No. 1735. Resolution authorizing sale to Anthony P. Piels and Josephine M. Piels, his wife, lot on Horning Avenue, 29th Ward, for the sum of \$150.00.

Also

No. 1736. Resolution authorizing sale to Peter Rauch Company, a partnership composed of Leonard A. Rauch and Theodore A. Rauch, lots on Mountain Avenue, 16th Ward, for the sum of \$3,000.00.

Also

No. 1737. Resolution authorizing sale to Elvera H. Traister, lots on Pocono Street, 14th Ward, for the sum of \$600.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1738. Communication from the Department of City Planning submitting report of Fred Utvesky, Assistant Planning Director, of his attendance at the Annual Conference of the Pennsylvania Planning Association in Philadelphia, November 13-14, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 1739. An Ordinance approving a Conditional Use under Section 2801-1-A(4) of the Zoning Ordinance No. 192, approved May 10, 1958, for a Community Parking Area in an "R2" District abutting a "C3" District west of Murray Avenue, having a frontage of 79.2 feet on the southerly side of Bartlett Street, 14th Ward, City of Pittsburgh, Pennsylvania.

Which was read and referred to the Committee on Public Works.

Also

No. 1740. Petition for vacation of Hopeland Way (formerly Hemlock Way (formerly Abbot Way), between Spencer Avenue and Kirk Avenue.

Also

No. 1741. An Ordinance vacating Hopeland Way (formerly Hemlock Way—formerly Abbot Way), from Spencer Avenue to Kirk Avenue.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1742. Resolution authorizing the issuing of a warrant in favor of Frederick G. Rossman and Eleanor A. Rossman, 77 Harwood Street, Pittsburgh 11, Pa., in the sum of \$418.20 in full settlement of claim against the City of Pittsburgh for sidewalk and curb on Eureka Street side of above property damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Also

No. 1743. Resolution authorizing the issuing of a warrant in favor of Alfons Schwartzmiller and Nationwide Mutual Insurance Company, Box 511, 437 North Main Street, Butler, Pa., in the sum of \$196.91 in full settlement of claim against the City of Pittsburgh for parked car at Homestead Packing Company on 2nd Avenue, damaged September 2, 1958, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Also

No. 1744. Resolution authorizing the issuing of a warrant in favor of The Lorenz Avenue Baptist Church, Lorenz Avenue and Steuben Street, Pittsburgh 20, Pa., in the sum of \$2,295.75 in full settlement of claim against the City of Pittsburgh for damages to above property due to city water main breaks on several occasions since 1953, and charging same to Code Account No. 46, Judgments.

Also

No. 1745. Communication from the City Controller submitting audit report of the Pension Fund of the City of Pittsburgh for the period from July 1, 1957 to June 30, 1958.

Also

No. 1746. Communication from Statnton Heights Recreation Committee requesting an appropriation of \$100.00

to help defray expense of its Fourth of July celebration.

Which were severally read and referred to the Committee on Finance.

#### The Chair presented

No. 1747. Communication from Disabled American Veterans, Greater Pittsburgh Chapter No. 8, requesting an appropriation of \$150.00 for 1959 to defray expenses in connection with observance of Memorial Day and Veterans' Day.

Also

No. 1748. Communication from Stanley J. Roman, General Chairman, Catholic War Veterans of United States of America, requesting an appropriation of \$1,500.00 to help defray the expenses of their 1959 Convention in Pittsburgh.

Also

No. 1749. Communication from United Slate, Tile & Composition Roofers, Damp and Waterproof Workers' Association, submitting wage scale for composition roofer and slater.

Which were severally read and referred to the Committee on Finance.

Also

No. 1750. Communication from the Department of Public Safety submitting letter from the Pittsburgh Railways Company suggesting the widening of the roadway of Grandview Avenue between Merrimac and Oneida Streets.

Also

No. 1751. Communication from Julius J. Lorenz, Esq., requesting the acceptance of dedication of property for the extension of Dunster Street, 19th Ward.

Which were read and referred to the Committee on Public Works.

#### Mr. McCarthy also presented

No. 1752. Certificate of Emergency signed by the Mayor and the City Controller relative to additional appropriation of \$100,000.00 to Code Account No. 58, Municipal Pension Fund.

Also

No. 1753. An Ordinance making an additional appropriation of \$100,000.00 to Code Account No. 58, Municipal Pension Fund, for the purpose of pro-

viding sufficient funds to meet its obligations for November and December, 1958.

Which were read and referred to the Committee on Finance.

Miss Sophie Schrieber, teacher, and students of the Morningside School who are studying County and City Governments were present and Councilman Patrick Fagan explained the proceedings of Municipal Government function and introduced each member of Council with a statement as regards their duties as Chairman of the Committee they represent.

#### REPORTS OF COMMITTEES

##### Mr. McCarthy presented

No. 1754. Report of the Committee on Finance for November 18, 1958, transmitting ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1691. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of an architect or architects for architectural services in connection with the construction of a new Carpenter Shop and a new Automotive Repair Shop at 29th Street, Pittsburgh, Pa., for the Department of Lands and Buildings and the Bureau of Automotive Equipment, Department of Public Works, and appropriating funds for such architectural services."

Which was read.

##### Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1712. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1708. An Ordinance entitled, "An Ordinance authorizing and directing the issuance of a warrant to Girard Trust Corn Exchange Bank for Credit to Consumer Credit Account of Robert D. Cox, No. 10-108-229 331 R' in the amount of \$158.47."

Which was read.

Also

Bill No. 1709. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the following:

Name of Company	Commodity	Amount
Genuine Motor Parts of Pennsylvania, Engine Block		\$592.88
Gulf Oil Company, Gasoline and Oil		38.63
Hiland Stationery, Ink and Stamp		12.20
Consolidated Business Systems Co.		
Summons Forms		612.07

without previous authority of law."

Which was read.

Also

Bill No. 1716. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of DePasquale & Sons, Incorporated, for \$3,090.00, in payment for extra work performed on the contract for widening and repaving of South Millvale Avenue, between Liberty Avenue and Yew Street, including the laying and relaying of water lines, and other work incidental thereto, Controller's Register No. 14719, for the benefit of the City without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1699. Resolution permitting the Urban Redevelopment Authority of Pittsburgh to apply to the Federal Government for \$196,000.00 for survey and planning studies for a 58-acre redevelopment area. Immediately east of the Downtown Business District, to be known as the Bluff Street Project.

Which was read.

Also

Bill No. 1710. Resolution authorizing and directing the City Treasurer to exonerate City taxes against John and Mary Gasper, First Ward, for the year 1953, in the sum of \$258.24 and the year 1954 in the sum of \$258.24, for the reason that an examination of the records reveals the assessment to be placed in the exempt classification, the property having been used for State Highway Route 764, Sec. C-S, July 16, 1952; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1713. Resolution authorizing and directing the City Treasurer to accept the sum of \$932.51 in settlement of delinquent metered water charges billed the property of William H. and Jennie G. Whitman, 2208 Fifth Avenue and rear, 4th Ward, for the 4th quarter of 1952 and the years 1953, 1954, 1955, 1956 and 1957.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1755. Report of the Committee on Public Works for November 18, 1958, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1700. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance No. 192, approved May 10, 1958, for erection of a new girls' dormitory located on property of Chatham College, Zoned 'R3,' having frontage on Woodland Road; West Woodland Road, and Fair Oaks Street, City of Pittsburgh, Pennsylvania."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 1756. Report of the Committee on Public Service and Surveys for November 18, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1701. An Ordinance entitled, "An Ordinance re-establishing the grade of Verse Way, from Chislett Street to Antietam Street."

Which was read.

Also

Bill No. 1702. An Ordinance entitled, "An Ordinance establishing the grade of Queenston Street, from Lucina Avenue to Yale Drive."

Which was read.

Also

Bill No. 1705. An Ordinance entitled, "An Ordinance vacating Absecon Street, from Dornbush Street to Wilkinsburg Avenue; and Baylock Way, from Dornbush Street to the line dividing Lots Nos. 267 and 268, a distance of approximately 323.98 feet."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Olbum presented

No. 1757. Report of the Committee on Public Safety for November 18, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1715. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1758. Report of the Committee on Lands, Buildings and Housing for November 18, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1692. Resolution authorizing sale to Harry E. Alberts, Jr. and Eleanor J. Alberts, his wife, lots on Jerome Street, 28th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 1693. Resolution authorizing sale to Robert Bisek and Elsie

V. Blsek, his wife, lots on Jerome Street, 28th Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 1694. Resolution authorizing sale to Philip Frasca, lot in the North Hartman Plan, between Lemington Avenue and Olivant Street, 12th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 1695. Resolution authorizing sale to Morris L. Lipsitz and Henrietta L. Lipsitz, his wife, lot on Murray Avenue, 15th Ward, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 1696. Resolution authorizing sale to Vetter Homes, Inc., lots on East Woodford Avenue, 29th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1697. Resolution amending Resolution No. 362, approved October 2, 1958, authorizing sale to Joseph Kane, lot on Christopher Street, 10th Ward, for the sum of \$500.00.

Which was read.

Also

Bill No. 1698. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with Hill City Youth Municipality for rental of four offices on the first floor of property at 2038 Bedford Avenue, 5th Ward, for use of the Friendly Service Bureau of the Department of Public Safety, for a term of one year, commencing January 1, 1959, and expiring December 31, 1959, for a total rental of \$1,200.00, payable in monthly installments of \$100.00; that said lease shall contain such other terms and conditions as shall in form be approved by the City Solicitor, and charging same to Code Account No. 1361, Miscellaneous Services (Rent).

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Fagan moved

That the following members be excused for absence from Council and committee meetings:

Mr. Olbum on November 12, 1958.

Mr. Weir on November 18, 1958.

Which motion prevailed.

Mr. Jones moved

That the Minutes of Council of Monday, November 17, 1958, be approved.

Which motion prevailed.

Mr. McCarthy moved

That Council recess until Wednesday, November 26, 1958, at 2:30 o'clock, P. M.

Which motion prevailed.

And Council

Recessed.

Pittsburgh, Pa.,

Wednesday, November 26, 1958

And the hour of 2:00 o'clock, P.M., having arrived and the time of the recess having expired, Council reconvened and there were present:

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1759. Report of the Com-



mittee on Finance for November 25, 1958, transmitting sundry ordinances to Council.

Which was read.

**Mr. McCarthy moved**

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council after the return of such papers from committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1671. An Ordinance entitled, "An Ordinance imposing a tax for general revenue purposes on salaries, wages, commissions and other compensation earned during the period beginning January 1, 1959 and ending December 31, 1959, by residents of the City of Pittsburgh, and on salaries, wages, commissions and other compensation earned during said period by nonresidents of the City of Pittsburgh for work done, or services performed or rendered in the City of Pittsburgh, and on the net profits earned during said period from businesses, professions or other activities conducted by residents of the City of Pittsburgh, and on the net profits earned during said period from businesses, professions and other activities conducted in the City of Pittsburgh by non-residents; requiring the filing of declarations and returns, and the giving of information by employers and by those subject to the tax, imposing on employers the duty of collecting the tax at source, providing for the administration and enforcement of the ordinance, and imposing penalties for violation thereof."

Which was read.

**Mr. McCarthy moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mrs. D'Ascenzo	Mr. Olbum
Mr. Fagan	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	Mr. Gallagher
	(Pres't)

Noes:—

Mr. Counahan.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1672. An Ordinance entitled, 'An Ordinance to provide revenue for the City of Pittsburgh by imposing a tax for the year 1959 on certain classes of personal property; providing for the assessment and collection of the same; conferring and imposing powers and duties on the City Treasurer and imposing penalties.'

Which was read.

**Mr. McCarthy moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1673. An Ordinance en-

titled, "An Ordinance to provide revenue for the City of Pittsburgh by imposing for the year 1959 a tax upon the privilege of attending or engaging in amusements, including every form of entertainment, diversion, sport, recreation and pastime, requiring all persons, partnerships, associations and corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Treasurer of the City of Pittsburgh; prescribing the method and manner of collecting the tax imposed by this ordinance, and imposing penalties for violation thereof."

In Committee on Finance, November 25, 1958, bill read and amended by inserting a new section as follows:

"SECTION 12. The provision of this ordinance imposing a tax shall not apply where the established price for admission to any amusement is seventy-five cents (\$.75) or less."

and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy:

Mr. President, I move that the amendments to these bills be approved with the exception of Bill No. 1673.

With regard to that, I would like to say that I have information from the Treasurer's Office to the effect that it would cause a loss of \$162,000.00 to the City if this particular provision remained in. In light of the fact of the discussion we had yesterday concerning the review of all of these facts which Mr. Stahl, of our Law Department, said we could amend anytime during the year as long as we complied with the Law requiring advertising for things of this nature. This may require thirty or sixty days time. We could amend any of these ordinance which we felt could be amended.

Because of the fact that I have agreed, as Chairman of the Committee on Finance, to ask the Economy League to get us information concerning the effect of these ordinances on business generally in the City of Pittsburgh, and because of the fact that there is some possible question of the constitutionality of this particular amendment, I ask the Members of Council to reconsider the action they took yesterday in including this amendment in the ordinance and to

vote along with me to strike out this particular amendment from Bill No. 1673. We can, at some subsequent date, consider whether or not we want to do this. I hope that it will not be too long. It will probably be during the early part of January, should we be able to have this information. When we do decide to make any reductions in the taxes now on the books, it will be necessary for us to consider what form of taxation to apply to make up for whatever we may lose by any reduction which we make.

Therefore, I make the motion that all the amendments be approved with the exception of Section 12, Bill No. 1673.

Mr. Rodgers:

Mr. President, may I inquire as to whether we have the report from the Treasurer? I know that you have information that would entail a deduction in income of \$162,000.00.

Mr. McCarthy:

That information is verbal through the Budget Controller.

Mr. Rodgers:

I might say that I received substantially the same report yesterday afternoon. On the basis of that, I second Mr. McCarthy's motion.

Mr. Olbum:

Mr. President, as one who voted for the amendment in Committee pertaining to Section 12, Bill No. 1673, I will vote for this motion. I had intended to second Mr. McCarthy's motion. Of course, this has been done.

You will recall when we discussed this bill yesterday that we were seeking information from the City Treasurer. Since that time, all of us have received information to the effect that it is approximately \$162,000.00 that we would be deleting from the budget.

All of us are aware that our budget in its present form can ill-afford \$162,000.00. However, I think that those of us who voted for the amendment yesterday are keenly aware of the plight of the small neighborhood theatre operators whom we sought to help yesterday. Of course, on the strength of Mr. McCarthy's representation that the Economy League will be asked to make a study, I am willing, of course, to go along and vote to delete the amendment to Bill No. 1673.

**Mr. Fagan:**

Mr. Chairman, I also voted for the amendment. Of course since we have the information from the Treasury Department and the Budget Controller, I am now in favor of deleting Section 12 from the ordinance.

**Mr. Counahan:**

Mr. President, I seconded Mr. Rodgers' motion for the reason that we are going to review these taxes early in January. I withdraw my objection.

**Mr. Jones:**

Mr. President, that leaves only one who voted for the amendment who hasn't gone on public record justifying his position. We do propose to have this tax study made by the Pennsylvania Economy League. The result of that study will be available to us shortly in January. The Federal Government has seen fit to reduce this tax. I understand that Philadelphia has cut it in half. I believe that it is incumbent on us to give further consideration to the plight of this particular type of business.

So on the basis of the information that we are going to get from the Pennsylvania Economy League, I am going along with the majority of Council.

**Mr. McCarthy moved**

To amend the bill by striking out Section 12 which reads as follows:

"SECTION 12. The provision of this ordinance imposing a tax shall not apply where the established price for admission to any amusement is seventy-five cents (\$.75) or less."

Which motion prevailed.

And the bill as amended was read.

**Mr. McCarthy moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being a majority of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1674. An Ordinance entitled, "An Ordinance imposing a tax for general revenue purposes on the transfer of real property, situate within the City of Pittsburgh, during the period beginning January 1, 1959, and ending December 31, 1959; prescribing and regulating the method of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons and the City Treasurer, and providing penalties."

In Committee on Finance, November 25, 1958, bill read and amended as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

**Mr. McCarthy moved**

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

**Mr. McCarthy moved**

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Fagan
Mrs. D'Ascenzo	Mr. Jones

Mr. McCarthy      Mr. Weir  
Mr. Olbum        Mr. Gallagher  
Mr. Rodgers       (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1675. An Ordinance entitled, "An Ordinance to provide for the issuance of mercantile licenses to persons engaging in certain occupations and businesses upon the payment of fees therefor; conferring and imposing powers and duties upon the Treasurer of the City of Pittsburgh."

In Committee on Finance, November 25, 1958, bill read and amended as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan      Mr. Olbum  
Mrs. D'Ascenzo    Mr. Rodgers  
Mr. Fagan          Mr. Weir  
Mr. Jones          Mr. Gallagher  
Mr. McCarthy       (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1676. An Ordinance entitled, "An Ordinance to provide revenue for the City of Pittsburgh by imposing a mercantile license tax for the year 1959 on persons engaging in certain occupations and businesses therein; providing for its levy and collection and for the issuance of mercantile licenses; conferring and imposing powers and duties on the Treasurer of the City of Pittsburgh, and imposing penalties."

In Committee on Finance, November 25, 1958, bill read and amended as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan      Mr. Olbum  
Mrs. D'Ascenzo    Mr. Rodgers  
Mr. Fagan          Mr. Weir  
Mr. Jones          Mr. Gallagher  
Mr. McCarthy       (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones moved

That Council adjourn.

Which motion prevailed.

And Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday, December 1, 1958.

No. 40

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 1, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend John F. Hollingsworth, Pastor, McNaugher Memorial United Presbyterian Church, who will deliver the invocation.

Reverend John F. Hollingsworth, Pastor, McNaugher Memorial United Presbyterian Church, offered the following prayer:

In the Holy Scriptures we are called upon to offer supplications, prayers, intercessions, and giving of thanks for all men . . . and especially for those in authority over us.

We are further instructed to be subject to the higher powers . . . for there is no power, but that given of God.

We pray, O eternal God, that Thy guiding hand and Thy richest blessing to be upon this body. . . . Upon the Mayor and other officials of this great metropolis . . . upon the Governor of our Commonwealth and the President of our republic.

Help us, each one, to recognize our responsibility to serve Thy people without respect to persons . . . and to recognize our great responsibility to be an example in justice, in mercy, in righteousness . . . so that honor and glory may come to Thy Holy Name.

We praise Thee for past and present blessings . . . and ask Thy continued blessing upon our land through Jesus Christ, Our Lord. Amen.

The Chair:

Thank you Reverend John F. Hollingsworth for your very inspiring prayer.

#### PRESENTATIONS

Mrs. D'Ascenzo presented

No. 1760. An Ordinance authorizing the Pittsburgh Zoological Society to operate the Children's Zoo in Highland Park.

Also

No. 1761. An Ordinance providing for a contract or contracts for the installation of additional heating facilities and the general rehabilitation of the Phipps Conservatory, Schenley Park, and providing for the payment of the cost thereof.

Also

No. 1762. Resolution returning to the Pittsburgh Park and Playground Society the sum of \$943.51, which is the portion remaining in Code Account JPTF, Jefferson Parklet Trust Fund, of the original grant of \$12,500.00 received from

the Society in 1956 for the development of a parklet on Jefferson Playground.

Which were severally read and referred to the Committee on Finance.

Also

No. 1763. Resolution authorizing the Mayor and the Director of the Department of Parks and Recreation to execute, in behalf of the City of Pittsburgh, an Agreement wherein the Commonwealth of Pennsylvania grants to the Pittsburgh Bicentennial Association the right to use and occupy a portion of Point State Park during the Bicentennial Celebration.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Fagan presented

No. 1764. An Ordinance authorizing a contract or contracts for the cleaning and repairing of the organ at the North Side Carnegie Hall, Carnegie Library, North Side, Pittsburgh, Pa., and for the payment of the cost thereof.

Also

No. 1765. Resolution authorizing sale to Harry Decanini and Catherine C. Decanini, his wife, lot on Broadway Avenue, 19th Ward, for the sum of \$800.00.

Also

No. 1766. Resolution authorizing sale to Eastern Highlands Realty Company, lot on Montezuma Street, 12th Ward, for the sum of \$250.00.

Also

No. 1767. Resolution authorizing sale to James B. Sears and Elsie R. S. Sears, his wife, lot on Aloe Street, 8th Ward, for the sum of \$200.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1768. Communication from Harry Bowytz, Esq., requesting adjustment of delinquent water charges against property of Trinity Baptist Church situate at 3412 Ligonier Street.

Which was read and referred to the Committee on Finance.

Also

No. 1769. An Ordinance amend-

ing Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-W16, by changing from a "C2" District to an "M1" District, all that property bounded and described as follows: Banksville Road; Potomac Avenue; Dodds Avenue; and the dividing line of properties, now or late, of C. J. Goodwin and Tremarco Corporation, 267.21 feet south of Hayson Avenue, 20th Ward, City of Pittsburgh, Pa.

Also

No. 1770. An Ordinance amending certain sections of the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, by revising the powers of the Board of Adjustment to grant special exceptions for the reduction of side yard widths for one-family dwellings on accredited-zoning lots, and providing for major excavating, grading or filling as a conditional use in any zoning district.

Also

No. 1771. An Ordinance amending Sections 2702, 2903 and 3002 of the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, by providing for the moving of nonconforming signs to a different location on the same zoning lot.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1772. Petition for vacation of Stengel Street, from Reedsdale Street to Shore Avenue.

Also

No. 1773. Petition for vacation of Stroble Street, from Manchester Avenue to Stengel Street.

Also

No. 1774. An Ordinance vacating Stroble Street from Manchester Avenue (inadvertently called Galveston Avenue in the petition) to Stengel Street, and Stengel Street from Reedsdale Street (inadvertently called Reedsdale Avenue in the petition) to Shore Avenue and providing certain terms and conditions.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1775. An Ordinance levying and assessing taxes upon all real property

subject to taxation within the limits of the City of Pittsburgh, and water rents, for the fiscal year beginning January 1, 1959, and ending December 31, 1959.

Which was read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 1776. An Ordinance providing for an agreement with the Allegheny County Sanitary Authority for reimbursing the City for the expenses incurred in furnishing to the Authority certain information with respect to water users and water use within the City.

Which was read and referred to the Committee on Finance.

Also

No. 1777. An Ordinance supplementing Ordinance No. 386 of 1952, approved October 17, 1952, authorizing and directing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into an agreement with the Commonwealth of Pennsylvania for the maintenance and energizing of additional street lighting for the Saw Mill Run Interchange of the Penn-Lincoln Parkway West not included in the agreement authorized by Ordinance No. 386.

Also

No. 1778. An Ordinance widening Hilltop Street from Parnell Street to Parade Street.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 1779. Communication from Municipal Foremen's Local 798 requesting a hearing before the Budget Committee of Council.

Also

No. 1780. Communication from Pittsburgh Recreation Teachers Union requesting a hearing before the Budget Committee of Council.

Which were read and referred to the Committee on Finance.

Also

No. 1781. Communication from Michael Monroe requesting the planting of trees, etc., on barren hillsides.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

## REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1782. Report of the Committee on Finance for November 25, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1729. Resolution authorizing renewal of agreement with the School District of Pittsburgh for the use of certain facilities owned by the School District of Pittsburgh after school hours and during the daylight hours during the summer months when the schools are closed in order to give a well-rounded recreational program to the people of Pittsburgh for the recreational season of 1959, that is to say, from January 1, 1959 through December 31, 1959; reimbursing the School District of Pittsburgh in an estimated amount negotiated, or to be negotiated, by the City and the School District of Pittsburgh, and authorizing a written agreement covering same.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1752.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as

amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, the Executive Secretary of the Pension Fund of the City of Pittsburgh, in letters dated November 12, 1958, addressed to the Mayor and the City Controller, has stated that an emergency has arisen in the Pension Fund of the City of Pittsburgh, requiring an additional appropriation of \$100,000 to Code Account No. 58, Municipal Pension Fund, to meet its obligations for November and December, 1958; and

Whereas, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

Now, Therefore, We, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the appropriation of the sum of \$100,000 to Code Account No. 58, Municipal Pension Fund to meet the obligations of said fund for the months of November and December, 1958.

DAVID L. LAWRENCE,  
Mayor

EDWARD R. FREY,  
Date: City Controller  
November 21, 1958.

Which was read, received and filed.

Also

Bill No. 1753. An Ordinance entitled, "An Ordinance making an additional appropriation of \$100,000.00 to Code Account No. 58, Municipal Pension Fund, for the purpose of providing sufficient funds to meet its obligations for November and December, 1958."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1742. Resolution authorizing the issuing of a warrant in favor of Frederick G. Rossman and Eleanor A. Rossman, 77 Harwood Street, Pittsburgh 11, Pa., in the sum of \$418.20 in full settlement of claim against the City of Pittsburgh for sidewalk and curb on Eureka Street side of above property damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1743. Resolution authorizing the issuing of a warrant in favor of Alfons Schwartzmiller and Nationwide Mutual Insurance Co., Box 511, 437 N. Main Street, Butler, Pa., in the sum of \$196.91 in full settlement of claim against the City of Pittsburgh for parked car at Homestead Packing Company on 2nd Avenue damaged September 2, 1958, by Bureau of Refuse truck, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:



Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1783. Report of the Committee on Public Works for November 25, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1739. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A(4) of the Zoning Ordinance No. 192, approved May 10, 1958, for a Community Parking Area in an 'R2' District abutting a 'C3' District west of Murray Avenue, having a frontage of 79.2 feet on the southerly side of Bartlett Street, 14th Ward, City of Pittsburgh, Pennsylvania."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1784. Report of the Committee on Lands, Buildings and Housing for November 25, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1730. Resolution authorizing sale to Samuel H. Allen, lots on Cobden Street, 16th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1731. Resolution authorizing sale to Joseph H. Bliss, lots on Dartmore Street, 32nd Ward, for the sum of \$1,200.00.

Which was read.

Also

Bill No. 1732. Resolution authorizing sale to Charles J. Hamilton and Geraldine T. Hamilton, his wife, lot on Singer Place, 13th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1733. Resolution authorizing sale to A. B. Holmes and Ora Lee Holmes, his wife, lots on Minooka Street, 29th Ward, for the sum of \$2,000.00.

Which was read.

Also

Bill No. 1734. Resolution authorizing sale to William F. Motz, lot on Woodward Avenue, 19th Ward, for the sum of \$650.00.

Which was read.

Also

Bill No. 1735. Resolution authorizing sale to Anthony P. Piels and Josephine M. Piels, his wife, lot on Horning Avenue, 29th Ward, for the sum of \$150.00.

Which was read.

Also

Bill No. 1736. Resolution authorizing sale to Peter Rauch Company, a partnership composed of Leonard A. Rauch and Theodore A. Rauch, lots on

Mountain Avenue, 16th Ward, for the sum of \$3,000.00.

Which was read.

Also

Bill No. 1737. Resolution authorizing sale to Elvera H. Tralster, lots on Pocono Street, 14th Ward, for the sum of \$600.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones moved

That the Minutes of Council of Monday, November 24, 1958, and Wednesday, November 26, 1958, be approved.

Which motion prevailed.

Mr. McCarthy moved

That Council recess until Thursday, December 4, 1958, at 2:00 o'clock, P. M., for the purpose of receiving the Mayor's budget message for 1959.

Which motion prevailed.

And Council

Recessed.

Pittsburgh, Pa.,

Thursday, December 4, 1958.

And the hour of 2:00 o'clock, P. M., having arrived and the time of the re-

cess having expired, the Council reconvened and there were present:

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

His Honor, the Mayor, is ready to submit his budget to Council.

I appoint Messrs. Fagan and McCarthy to escort the Mayor to the Council Chamber.

(After the return of the Committee and the Mayor):

The Chair:

Members of Council, His Honor, the Mayor of Pittsburgh.

Honorable David L. Lawrence, Mayor, said:

President and Members of Council:

This General Fund budget for 1959, which I have the honor to present to you today, is the most difficult I have ever submitted in my tenure as chief executive of this city.

On the one hand, it is a budget which prescribes, reluctantly, a reduction in City services, while, on the other hand, it requires an increase in the taxes to be levied.

Obviously, it is a product of the head-on collision of recession and inflation.

Beyond that, it reflects a sizeable decrease in the cash surplus from the current year's operations, as I warned it would in my message of last December.

The net surplus which was available for the 1958 budget amounted to \$2,993,408. This year it has dwindled to an estimated \$570,800.

Naturally, I would have preferred to make a more favorable fiscal report in this, my last budget to prepare as Pittsburgh's Mayor.

However much I have wished it to be different, there is no escape from hard facts or unpleasant statistics.

The hard facts are that if I were to submit to you a budget calling for the same expenditures as in 1958, it would be out of balance by \$3,224,659. This is equivalent to something less than five

mills on land and 2½ mills on buildings in the real estate tax rate.

The 1959 departmental requests, as received in the Mayor's office, would have exceeded anticipated 1959 revenue by a sum equal to six mills on land and three on buildings.

I could not, in good conscience, suggest such an increase.

Instead, the Mayor's office has subjected the budgetary requests to the most severe form of fiscal surgery.

No agency, no office, no function has been spared.

Requests, which amounted to \$48,466,560, have been slashed to \$46,709,232. This is a cut of \$1,757,328.

No department has been given an increase over 1958 expenditures; indeed, most of them have experienced sizeable reductions.

The result is the budget herewith submitted and recommended for your approval, which is \$405,427 less than the appropriations for the current fiscal year.

This reduction is even more impressive in light of the fact that various mandated increases, over 1958 appropriations, total \$815,288.

These include allowance for salary increments for police and fire personnel (including park police); increases in appropriations for debt service, the Municipal and the Firemen's pension funds, and Social Security; provision for guaranteeing the Sanitary Authority full payment for its sewage rental charges; and the added cost of postage brought about by the postal rate increases.

This budget does not provide for any improvement in salaries and wages for municipal employees. As a matter of fact, it is predicted on declaring on one-year moratorium on the increment plan for all employees excepting those in the uniform services. It makes no provision for meeting the prevailing rate of pay for union personnel. If Council chooses to continue recognizing these rates, I must suggest, as I did in 1955, that reductions in hours be made to offset the increases.

These are hard facts, indeed.

However, I cannot recommend upward wage and salary adjustments at the same

time we are reducing the number of people now employed by the City.

It does not seem to me to be either fair or equitable to increase one man's wages at the expense of another man's job.

As you can observe by examining this budget, there have been a number of positions eliminated from the salary budget. Some of these are made possible by improved techniques and procedures, others by the continuing modernization and capital improvement program and still others by cutting back existing activities.

As examples, reductions in personnel in the Refuse Bureau are made on the basis of improved equipment now in use. The maintenance force of the Bureau of Bridges, Highways and Sewers has been cut back to reflect improvements brought about by the street surfacing program, including the use of reclaimed asphalt on unimproved streets. The clean-up campaign, which has provided monthly rubbish collections, has been curtailed to provide for pickups on a quarterly basis.

Equipment and materials accounts have been culled for savings, despite the fact that inflation has increased the cost of many items and services which the City must purchase.

Aid to such organizations as the Pittsburgh Symphony, WQED, Soho Public Baths, and others have been reduced.

None of this is easy to do, and I regret that the City's fiscal situation makes it necessary. No cause or activity, no matter how worthy or desirable, can be paid for if we don't have the money.

Despite these drastic actions, the budget, as recommended, is still out of balance by \$2,248,441, an amount equal to three mills on land and 1½ mills on buildings.

However, one of the principal failures in General Fund revenue in 1958 has been the inability of the Water Department to fully meet its obligation to pay \$2,145,000 as a fair return on the City's investment in the Water system. At this time, it is apparent that the Water Department will be in default by \$445,000. Beyond this debit, the Department owes the General Fund \$2,890,575 from previous years.

Therefore, when I submit the Water Fund budget early next week, I will recommend that water rates be increased by ten per cent. Such action should make it possible for the Water Department to meet fully its 1959 obligation to the General Fund and to pay \$750,000 annually on its past debt.

Even with this adjustment, the General Fund budget will be out of line by roughly \$1,500,000.

To my regret, I must, therefore, recommend that Council increase taxation of real estate in the amount of two mills on land and one mill on buildings.

As everyone knows, this Administration has tried valiantly to keep the burden on real estate at the lowest possible rate. I believe that an examination of recent history demonstrates that emphatically.

When I became Mayor in 1946, more than 80 per cent of the General Fund budget was paid for from real estate taxes. In 1959, if Council should adopt my recommendations, real estate taxation would contribute only 57 per cent of the General Fund revenue. The rates which I have suggested to bring this budget into balance will be only one mill greater on land and half a mill higher on buildings than they were in 1956.

This reflects the sincere desire to distribute the tax load, which no one welcomes, as equitably as possible.

I might add that there has been little inclination on the part of the County Board of Property Assessment Appeal, and Review to increase assessments in this post-war period. Indeed, the gains we have made have been in building values, which have risen by more than \$200 million since 1946, due, in large measure, to the vast improvement program which has taken place during these years. Land values, however, have decreased by more than \$18 million.

The assessed value of land in Pittsburgh for 1959 tax purposes has been certified by the County Board at \$403,312,483. This is the lowest value on land since the graded tax was established in 1914—before World War I.

It hardly seems necessary for me to point out how unrealistic these figures are. If assessments had kept pace with

values, I am confident Pittsburgh's real estate millage today would be at the 1946 level or below.

It follows that if the County Board does a sensible job of assessing during this coming year, the real estate millage can be adjusted downward to reflect that action.

" " " "

As you know, this is the last budget I will present to you as Mayor of the City of Pittsburgh.

Certainly, I would have enjoyed making a more optimistic report.

However, the economic facts of life, unfortunately, are not reactive to human whims or wishes.

The facts make it quite clear that the City faces more fiscal difficulties in the years ahead. -

There is the obvious need to improve working conditions for City employees.

There is the necessity to purchase new and modern equipment to better perform the services which are the City's obligation to provide.

There is the necessity to expand certain services, especially in the fields of parks and recreation, and public safety.

There is the essential responsibility to continue the work of urban redevelopment, which must be expanded and speeded up if we are to build a city of pleasant living and of a secure economy.

I suggest that we look ahead realistically and plan our program and our finances, as fairly and as equitably as it is humanly possible to do.

The Pittsburgh Board of Education, although completely separate from the City government, of course depends upon the same taxpayers for its support.

This Board, as everyone knows, has serious financial problems of its own. I am advised that it has taken action suggesting that the City and the School District jointly appoint a non-partisan citizen's committee to study the fiscal needs of the two governmental units for a reasonable period ahead and recommend the best means of financing those needs.

Frankly, this seems to me to be a logical and desirable approach.

Despite the divided jurisdictions, the fact to keep uppermost in mind is that the Pittsburgh citizen pays the bill for both agencies of government.

In the interest of the taxpayer, of the school system, and of the municipality, I support the principle of such a Committee and I hope the Council will join with me in helping to form such a group as promptly as possible.

The vital ingredients in Pittsburgh's accomplishments during the recent years have been the cooperation and civic participation which has become characteristic of our citizens. We have learned to face up to our problems and to drive forward, in a great unity of purpose, in achieving their solutions.

I am certain this same spirit will prevail in this City for many years to come. It will require leadership, from every level of the community. It will depend upon government, upon business, upon labor, upon every segment of our population. It will call for determination and boldness to carry on the work and to face up to new challenges.

We have molded a great team of civic patriots in this community and we must hold it and expand it in the years to come.

As for me, I have been fortunate among men to have had the opportunity to serve this city these past thirteen

years. I am deeply grateful to the members of City Council—those of you here today and those who served before you—for your invaluable participation and dedication in the work in which we have been engaged.

Pittsburgh can indeed be proud of what it has done.

But this community, in its two hundred years of history, has never been self-satisfied or complacent, and I am sure it never will be.

It has still the spirit of the frontier—an adventurous spirit to look beyond the limits of the past with a bold vision of the better community it can become.

This is what has made Pittsburgh, in a very real sense, America's gateway to the future.

God grant it will always continue to be just that.

#### PRESENTATIONS

The Chair presented

No. 1785. Departmental Estimates for the fiscal year beginning January 1, 1959.

Which was read and referred to the Committee on Finance.

And on motion of Mr. Jones,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXVII.

Monday, December 8, 1958.

No. 41

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.

December 8, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend M. Herbert Messner, Pastor, Evangelical Lutheran Church of the Redeemer, who will deliver the invocation.

Reverend M. Herbert Messner, Pastor, Evangelical Lutheran Church of the Redeemer, offered the following prayer:

Almighty and Everlasting God, Thou that sitteth upon the throne of Grace and by whose Infinite Love all space is filled.

Thou art the strength of all who put their trust in Thee; mercifully accept our prayer and because through the weakness of our mortal nature we can do no good thing without Thee; grant us the help of Thy Grace.

Grant unto our Honorable Mayor and our illustrious City Council Wisdom from on high.

We ask for Thy Holy Spirit, O God, to direct them in all that they may do and say in Thy Glory and Honor. Amen.

The Chair:

Thank you Reverend M. Herbert Messner for your very inspiring prayer.

#### PRESENTATIONS

Mr. Counahan presented

No. 1786. An Ordinance transferring the sum of One Million Seven Hundred Thousand (\$1,700,000.00) Dollars from the City of Pittsburgh Water Fund to the General Fund of the City.

Also

No. 1787. An Ordinance authorizing the purchase of cast iron water pipe lines and fittings together with all the necessary valves, valve boxes, castings, fire hydrants, etc., as constructed in Ridgemont Drive from Springfield Street to center of lot No. 84 as laid out in the Ridgemont Addition No. 5 Plan of Lots, situated in the 20th Ward of the City of Pittsburgh, from Ballon and Vetter Builders, Inc., and providing for the payment of the cost thereof.

Also

No. 1788. An Ordinance authorizing the issuance of a warrant in favor of Spiniello Construction Company for \$3,623.65, in payment for extra work performed on the contract for Rehabilitation and Reconditioning the 36" cast iron supply main originating at Baker Street adjacent the Highland Park vicinity, to Liberty Avenue and Smithfield Street, downtown, and appurtenances; cleaning and cement mortar lining and appurtenances, Department of

Water No. 1455, Controller's Register No. 14790 for the benefit of the City, without previous authority of law

Which were severally read and referred to the Committee on Finance.

Mrs. D'Ascenzo presented

No. 1789. An Ordinance appropriating and setting aside the sum of \$15,000.00 in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of Engineering expenses.

Also

No. 1790. An Ordinance amending a portion of Section 1, of Ordinance No. 346, approved August 20, 1958, entitled "An Ordinance providing for a contract or contracts for the Rehabilitation of the Ballfield and Surrounding Area and the Demolition of the former Swimming Pool and Bandstand, all at Olympia Park, in the Department of Parks and Recreation, and for the cost thereof."

Which were read and referred to the Committee on Finance.

Mr. Fagan presented

No. 1791. Resolution authorizing sale to John W. Bobak and Bertha J. Bobak, his wife, lots on Mifflin Road, 31st Ward, for the sum of \$600.00, and repealing Resolution No. 105 of 1958, authorizing the sale of lots on Mifflin Road to John W. Bobak and Bertha J. Bobak, his wife, for the sum of \$900.00.

Also

No. 1792. Resolution authorizing sale to Harry Eisenfeld, lots on Fanel Street, 10th Ward, for the sum of \$800.00.

Also

No. 1793. Resolution authorizing sale to Frank J. Gabriel, lots on Arnold Street, 28th Ward, for the sum of \$1,050.00.

Also

No. 1794. Resolution authorizing sale to George V. Klotzbaugh, lots on Arnold Street, 28th Ward, for the sum of \$1,125.00.

Also

No. 1795. Resolution authorizing sale to Theodore Klotzbaugh, lots

on Arnold Street, 28th Ward, for the sum of \$1,050.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1796. An Ordinance approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for erection of a new one-story school for handicapped children in an "R1" District, at the northerly end of LaMoine Street, 19th Ward, City of Pittsburgh, Pennsylvania.

Also

No. 1797. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S30-E32, by changing from an "R1" Residence District to a "C2" Highway Commercial District, all that certain property bounded by Mifflin Road; the northerly and westerly lines of property, now or late, of Duquesne Light Company; the boundary line of the City of Pittsburgh; Keefe Street; McElhinney Avenue; and the center line of McElhinney Avenue extended (31st Ward).

Which were read and referred to the Committee on Public Works.

Also

No. 1798. An Ordinance vacating Calliope Street, from Reed Street to Rose Street; Covell Way, from Reed Street to Rose Street; Falcon Way, from Reed Street to a line 20 feet east of the west line of Kirkpatrick Street; Grove Street, from Reed Street to Rose Street; the westerly 20 feet of Kirkpatrick street, from Reed Street to a line 64 feet south of Rose Street; Reed Street, from Devilliers Street westwardly 100 feet to an Unnamed Way; a portion of Reed Street, from Devilliers Street eastwardly 467.5 feet to property of the Housing Authority of the City of Pittsburgh; Reed Street, from Elmore Street to Kirkpatrick Street; an Unnamed Way situate parallel to and 75 feet east of Calliope Street, from Reed Street northwardly 160 feet to an Unnamed Way; an Unnamed Way, from Calliope Street eastwardly 40 feet to the line of dividing lots Nos. 6 and 7 in "Florence C. Miller Plan," and abandoning all existing

sewers and water lines located on said streets, between said terminals.

Also

No. 1799. An Ordinance re-establishing the grade of Mentor Way, from the south line of Fort Duquesne Boulevard to a point 125.0 feet southwardly therefrom.

Also

No. 1800. An Ordinance granting unto the A. M. Byers Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a 12" diameter sewer along South Sixth Street, and a 21" diameter sewer along South Eighth Street, 17th Ward, Pittsburgh, Pennsylvania.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1801. An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1959.

Also

No. 1802. An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.

Also

No. 1803. An Ordinance further amending Ordinance No. 393 approved October 1, 1946, entitled "An Ordinance authorizing the City of Pittsburgh to enter into contracts with banks and trust companies located in and doing business in the City of Pittsburgh, Commonwealth of Pennsylvania, for the deposit of monies of the said City in the banks and trust companies, providing for the deposit of securities to guarantee the monies deposited and the payment of interest on said deposits", by amending Section 6 thereof to change the number of active depositories and by amending Section 9 thereof to change the limitation on active deposit accounts.

Also

No. 1804. Resolution authorizing and directing the City Treasurer to

accept the amount of \$426.00 in settlement of metered water charges billed the property of Trinity Baptist Church, 3412 Ligonier Street, Sixth Ward, for the years 1919, 1920, 1921, 1922, 1923, 1924, 1928 and 1930.

Also

No. 1805. Resolution authorizing the issuing of a warrant in favor of Charles Carothers, 3314 Brighton Road, Pittsburgh 12, Pa., in the sum of \$369.42 in full settlement of claim against the City of Pittsburgh for car damaged October 23, 1958, in front of home by police ambulance, and charging same to Code Account No. 46, Judgments.

Also

No. 1806. Resolution authorizing the issuing of a warrant in favor of Lawrence D. Elter, Veronica C. Elter, Alberta A. Skotarczak and Martha P. Tataro, c/o Harold Smith Haller, Esq., 2005A Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$480.00 in full settlement of claim against the City of Pittsburgh for sidewalk on Portland Street and Stanton Avenue sides of property at 5611 Santon Avenue damaged by tree roots, and charging same to Code Account No. 46, Judgments.

Also

No. 1807. Resolution authorizing the issuing of a warrant in favor of Employers' Fire Insurance Company, 535 Fifth Avenue, Pittsburgh 19, Pa., in the sum of \$300.00 in full settlement of claim against the City of Pittsburgh for injuries sustained by Catherine Mason on North Homewood Avenue sidewalk of 7200 Monticello Street owned by Kenneth and Elizabeth Jennings on July 25, 1958, and charging same to Code Account No. 46, Judgments.

Also

No. 1808. Resolution authorizing the issuing of a warrant in favor of Ann Pampino and Donald Pampino, 1126 Montezuma Street, Pittsburgh 6, Pa., in the sum of \$989.23 in full settlement of claim against the City of Pittsburgh for property at above address damaged July 31, 1958, due to backing up of storm sewer, and charging same to Code Account No. 46, Judgments.

Also

No. 1809. Communication from



City Controller submitting estimate of the probable Revenues the City may anticipate for the General Fund and also for the Water Fund for the year 1959, the Estimated Revenues for the year 1958, the Revenues received for the year 1958, and a comparison of the 1959 Estimated Revenues with the 1958 Revenues Received.

Also

No. 1810. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of November 30, 1958.

Also

No. 1811. Communication from J. Frank McKenna, Jr., City Solicitor, submitting report of his attendance at the annual conference of the National Institute of Municipal Law Officers at Chattanooga, Tennessee, December 1, 2 and 3, 1958.

Also

No. 1812. Communication from the Commission on Human Relations requesting permission for George W. Culberson, Director, to attend the Conference of the National Committee Against Discrimination in Housing in Philadelphia, Pa., December 11 and 12, 1958.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1813. An Ordinance relating to the parking, loading and unloading of vehicles on the streets of the City of Pittsburgh and providing penalties for violations thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Rodgers presented

No. 1814. An Ordinance providing for a contract or contracts for the reconstruction of a sewer on Ellsworth Avenue at Shadyside Lane and near this location the construction of additional drainage structures on Morewood Avenue and Amberson Place, 7th Ward, including all other work in connection with the drainage served by this sewer and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 1815. Communication from Walter Worthington requesting adjustment of delinquent water charges against his property at 3416 Iowa Street, Fifth Ward.

Which was read and referred to the Committee on Finance.

Also

No. 1816. Communication from David M. Harrison, Esq., requesting the vacation of Englert Street between Saw Mill Run Boulevard and Saw Mill Run, 32nd Ward.

Which was read and referred to the Committee on Public Service and Surveys.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1817. Report of the Committee on Finance for December 2, 1958, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1760. An Ordinance entitled, "An Ordinance authorizing the Pittsburgh Zoological Society to operate the Children's Zoo in Highland Park."

Which was read.

Also

Bill No. 1761. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the installation of additional heating facilities and the general rehabilitation of the Phipps Conservatory, Schenley Park, and providing for the payment of the cost thereof."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1762. Resolution returning to the Pittsburgh Park and Playground Society the sum of \$943.51, which is the portion remaining in Code Account JPTF, Jefferson Parklet Trust Fund, of the original grant of \$12,500.00 received from the Society in 1956 for the development of a parklet on Jefferson Playground.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1776. An Ordinance entitled, "An Ordinance providing for an agreement with the Allegheny County Sanitary Authority for reimbursing the City for the expenses incurred in furnishing to the Authority certain infor-

mation with respect to water users and water use within the City."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1655. An Ordinance entitled, "An Ordinance supplementing Ordinance No. 237 entitled, 'An Ordinance establishing procedures for the elimination of discrimination in the social, cultural and economic life of the City; requiring fair employment practices by prohibiting discrimination in employment because of race, color, religion, ancestry, national origin or place of birth by employers, employment agencies, labor organizations and others; establishing a Commission on Human Relations in the office of the Mayor and prescribing the powers and duties thereof, including the powers and duties heretofore performed by the Division of Civic Unity, the Civic Unity Council and the Fair Employment Practices Commission; and providing penalties,' approved June 25, 1955, by prohibiting discrimination in housing and in the financing of housing in the City of Pittsburgh because of race, color, religion, ancestry or national origin by any person, including real estate brokers, real estate salesmen and agents, owners of real property, and lending institutions."

In Committee on Finance, December 2, 1958, bill read and amended in Section 11 by inserting in the blank space thereof the words "June 1, 1959," and as amended ordered returned to Council with an affirmative recommendation, subject to the approval by the Department of Law.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

The Chair presented

No. 1818.

DEPARTMENT OF LAW

Pittsburgh, Pa.

December 8, 1958

Honorable President and Members  
City Council

In re: Fair Housing Practices  
Ordinance—Bill No. 1655

Gentlemen:

In accordance with your request, we have reviewed the Fair Housing Practices Ordinance, Bill No. 1655, introduced in City Council.

The ordinance declares a policy of non-discrimination in housing in the City. Prohibited housing practices include (1) refusal by a real estate broker or agent to sell or lease property, or refusal to negotiate for the sale or lease of property, or representing that housing is unavailable for inspection, because of race, color or religion; (2) refusal of an owner of five or more dwelling units to sell or lease property to any person because of race, color or religion; and (3) discrimination by a lending institution in the financing of housing because of race, color or religion. The ordinance does not apply to the acts of an owner of real property consisting of less than five dwelling units.

While the proposed bill provides a penalty for its violation, the administration of the ordinance would follow the procedure customarily adopted to implement fair employment legislation. Complaints of unfair housing practices would be made to the City's Commission on Human Relations, which would investi-

gate each complaint and attempt to resolve the problems raised by persuasion and conciliation. In the event of a failure to eliminate the cause of the complaint by such means, the Commission is required to hold a public hearing to determine whether or not an unlawful housing practice has been committed.

In ruling upon the validity of this legislation, two issues are involved:

1. The constitutionality of the restrictions imposed upon owners of real property, real estate agents and brokers, and lending institutions, in the sale, rental and financing of housing; and
2. The authority of the City, to adopt legislation of this character, assuming the proposed restrictions are valid.

After study of Bill No. 1655 we have concluded that the Fair Housing Practices Ordinance is in accord with the Federal Constitution and the Constitution of Pennsylvania, and is a proper subject of legislation by the City. Accompanying this opinion is a brief memorandum discussing the legal grounds for our conclusion.

Very truly yours,

J. FRANK McKENNA, JR.,  
City Solicitor

MEMORANDUM  
CONSTITUTIONALITY OF FAIR  
HOUSING LEGISLATION

The constitutionality of legislation protecting civil rights and insuring freedom from discrimination is well settled, even where the legislation may at the same time restrict the use of private property. Anti-discrimination legislation applying to places of public accommodation and to employment have been upheld by federal and state courts. While such legislation may impinge on personal and property rights, the restrictions, if reasonable, are considered a proper exercise of the police power to promote the public welfare in a democratic society.

One of the leading decisions of the United States Supreme Court in this area is *Railway Mail Association v. Corsi*, 326 U. S. 89 (1945), upholding the validity of a New York statute prohibiting discrimination by unions. The statute was attacked as being in violation of the

liberty of contract and the property rights guaranteed by the Fourteenth Amendment to the Federal Constitution. The Supreme Court declared it would be "a distortion of the policy manifested" in the Fourteenth Amendment, which was adopted to prevent discrimination on the basis of race or color, to use the amendment to sanction such discrimination.

In upholding the validity of the Pennsylvania law prohibiting discrimination in public accommodations, the Superior Court said in *Commonwealth v. George*, 61 Pa. Super 412, 417 (1915):

"The statute before us is a proper exercise of police power; it is not an arbitrary deprivation of property without due process of law. In the enactment of laws under the police power, there is always a certain amount of interference with property rights, but laws are not condemned on that account, unless this interference amounts to a practical confiscation."

The regulation of rights in real property inherent in the proposed fair housing ordinance, while distinguishable from the regulation of employment and public accommodations, is subject to the same constitutional considerations.

Rights in real property are in essence no different than other property rights and are equally amenable to reasonable regulation under the police power, as illustrated by zoning and rent control. Zoning regulations clearly constitute a restriction upon rights in real property under the police power. In a recent comprehensive decision, the Supreme Court of Pennsylvania upheld the validity of the prohibition against multiple-family dwellings in a single residence district, contained in the Pittsburgh zoning ordinance, on the ground that such regulation furthers the public welfare. *Best v. Board of Adjustment*, 393 Pa. 106 (1958).

In approving state rent control legislation adopted in the wake of the housing shortages which developed after World War I, the United States Supreme Court said:

"There is no such inherent difference in property in land, from that in tangible and intangible personal property, as exempts it from the operation of the police power in appropriate cases,

\* \* \* ." *Levy Leasing Ltd. v. Siegel*, 258 U. S. 242, 247 (1922).

The only reported court decision ruling directly upon fair housing legislation is *New York State Commission Against Discrimination v. Pelham Hall Apartments*, 170 N. Y. S. 2d 750 (1958), which upheld the New York State statute prohibiting discrimination in publicly-assisted housing accommodations. The decision was appealed to the United States Supreme Court, but we have been advised by the New York Commission that the appeal was recently dropped.

The New York State law applied to privately-owned housing financed with governmental assistance. While the legislation involved in the *Pelham* case is somewhat narrower than the proposed City ordinance, the court's ruling on the constitutionality of the New York law did not single out this distinction as controlling.

It was argued in the *Pelham* case that "the private owner of property has the fundamental right to choose whether or not he will sell or rent the same \* \* \*, and to whom he will sell or rent; and \* \* \* that legislation tending to abridge this right is a step toward the state control of private property and is contrary to our accepted political beliefs."

The language of the New York court in meeting this argument is significant, since it pinpoints the principal issue involved in determining the validity of the proposed legislation. The court said:

"The private ownership of private property, free of unreasonable restriction upon the control thereof, is truly a part of our way of life, but, on the other hand, we, as a people do hold firmly to the philosophy that all men are created equal. Indeed, discrimination against any individual here on account of race, color or religion is antagonistic to fundamental tenets of our form of government and of the God in whom we place our trust.

"Involved here, it is said, is an apparent collision of rights, namely, a clash between the right on the one hand of the private owner of property to enjoy and use it in the manner most desirable and/or profitable to him, and the right on the other hand of all individuals here to be treated equally and free of all discrimination on account of race, color or religion. In

the final analysis, however, what is here involved is a conflict between the rights of the private property owner and the inherent power of the state to regulate the use and enjoyment of private property in the interest of public welfare; and as hereinafter noted, the power of the state, when reasonably exercised, is supreme."

The New York court also emphasized the presumption of constitutionality of legislation of this nature and the fact that the "policy, wisdom and expediency of police power legislation affecting private property rights" are for the legislative and executive branches of the government and not for the courts.

#### AUTHORITY OF CITY TO ADOPT FAIR HOUSING LEGISLATION

It must be recognized, of course, that with respect to political subdivisions any proposed legislation, even though constitutional, must also be within the framework of the powers which the municipality may exercise under the law. While there is no express provision in the City Charter Act or in any other State law for the enactment of a fair housing practices ordinance, the City does have broad general powers to enact ordinances which promote the good government, welfare and trade of the City.

The 1901 Charter Act empowers the City:

"To make all such ordinances, by-laws, rules and regulations, not inconsistent with the Constitution and laws of this Commonwealth, as may be expedient or necessary, in addition to the special powers in this section granted, for the proper management, care and control of the city and its finances, and the maintenance of the peace, good government and welfare of the city, and its trade, commerce and manufactures, \* \*" (53 P. S. 23158).

We believe that the same considerations which prompted enactment of the fair employment practices ordinance in 1952 would support the power of the City to adopt a fair housing practices ordinance.

Bill No. 1655 sets forth certain findings of fact highlighting the impact of housing discrimination upon the City: the creation of substandard dwellings, insanitary living conditions, breeding places for crime and delinquency, inter-

group tensions and other harmful results. If Council considers that outlawing discrimination in housing will tend to ameliorate these conditions, and thus promote the "peace, good government and welfare of the city and its trade, commerce and manufactures," the legislation appears to be within the powers granted to the City by law.

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 1819. Report of the Committee on Public Works for December 2, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1573. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Callistoga Place, from the north line of the Borough of Wilkinsburg to the Jacob Weinman property line 1125 feet northwardly therefrom; and Sonny Street from Square Way to Callistoga Place, including other work incidental thereto, and the construction of storm and sanitary sewers on Callistoga Place

and Sonny Street, with sanitary and storm house sewer laterals, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 1596. An Ordinance entitled, "An Ordinance opening Bruner Street, from Birmingham Way to Laughlin Avenue, at the intersection of Linnview Avenue."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1777. An Ordinance entitled, "An Ordinance supplementing Ordinance No. 386 of 1952, approved October 17, 1952, authorizing and directing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into an agreement with the Common-

wealth of Pennsylvania for the maintenance and energizing of additional street lighting for the Saw Mill Run Interchange of the Penn-Lincoln Parkway West not included in the agreement authorized by Ordinance No. 386."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 1820. Report of the Committee on Public Service and Surveys for December 2, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1630. An Ordinance entitled, "An Ordinance vacating a portion of Milan Avenue, from the dividing line between Lot No. 75 and Lot No. 76 of the 'Pitt Manor Plan of Lots,' to the easterly line of the 'Milan Manor Plan No. 4.'"

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mrs. D'Ascenzo presented

No. 1821. Report of the Committee on Parks, Recreation and Libraries for December 2, 1958, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1763. Resolution authorizing the Mayor and the Director of the Department of Parks and Recreation to execute in behalf of the City of Pittsburgh an agreement wherein the Commonwealth of Pennsylvania grants to the Pittsburgh Bicentennial Association the right to use and occupy a portion of Point State Park during the Bicentennial Celebration.

Which was read.

Mrs. D'Ascenzo moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Fagan
Mrs. D'Ascenzo	Mr. Jones

Mr. McCarthy	Mr. Weir
Mr. Olbum	Mr. Gallagher
Mr. Rodgers	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Fagan presented

No. 1822. Report of the Committee on Lands, Buildings and Housing for December 2, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1764. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for the cleaning and repairing of the organ at the North Side Carnegie Hall, Carnegie Library, North Side, Pittsburgh, Pa., and for the payment of the cost thereof."

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1765. Resolution authorizing sale to Harry Decanini and Catherine C. Decanini, his wife, lot on

Broadway Avenue, 19th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 1766. Resolution authorizing sale to Eastern Highlands Realty Company, lot on Montezuma Street, 12th Ward, for the sum of \$250.

Which was read.

Also

Bill No. 1767. Resolution authorizing sale to James B. Sears and Elsie R. S. Sears, his wife, lot on Aloe Street, 8th Ward, for the sum of \$200.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Olbum moved

That the Minutes of Council of Monday, December 1, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Olbum,

Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXII.

Monday December 15, 1958.

No. 42

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.

Monday, December 15, 1958.

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend E. Paul Bovankovich, Assistant Chancellor, Byzantine Rite Catholic Diocese of Pittsburgh, 54 Riverview Avenue, Pittsburgh, Pa., who will deliver the invocation.

Reverend E. Paul Bovankovich, Assistant Chancellor, Byzantine Rite Catholic Diocese of Pittsburgh, offered the following prayer:

O God of our fathers, Lord of all mercy, Who by Thy word hast made all things, and in Thy wisdom hast appointed man to rule Thy creation and to order the world by a law of right living and justice, send down Thy Holy Spirit to these servants of Thy glory. Inspire them with the light of Thy divine wisdom that they

may realize that they exercise not the judgment of man, but the judgment of their God and that whatever they judge shall redound to them. Clothe them with love and fortify them with courage that they may zealously lead those entrusted to their care according to the Christian rights and principles which Thou hast given man and upon which this great nation is founded. And may their untiring dedication to Thee and to Thy children bring them to the gate of Thy Heavenly Kingdom to dwell with Thee in happiness for all eternity, for Thou art the Father of Truth and the Bestower of everlasting Blessings, and to Thee we give glory, Father, Son and Holy Spirit, now and forever. Amen.

The Chair:

Thank you Reverend E. Paul Bovankovich for your very inspiring prayer.

A group of students of the Westinghouse High School, under the direction of Miss Florence Schulz were present and Councilman Paul F. Jones explained the proceedings of Municipal Government function and introduced each member of Council with a statement as regards his duties as Chairman of the Committee he represents.

#### PRESENTATIONS

Mr. Fagan presented

No. 1823. Resolution authorizing sale to Robert Bisek and Elsie V. Bisek, his wife, lots on Jerome Street, 28th Ward, for the sum of \$800.00.

Also

No. 1824. Resolution authorizing sale to V. I. Maitland and John I. Maitland, vacant land on the Northerly Required Right-of-Way line of Ramp "A" of the Fort Pitt Bridge, 19th Ward, for the sum of \$2,500.00.

Also

No. 1825. Resolution authorizing sale to Joseph J. Karlovits and Katherine Karlovits, his wife, lot on Main Street, 9th Ward, for the sum of \$300.00.

Also

No. 1826. Resolution authorizing sale to Clarence B. Watkins, Trustee under the will of Thomas A. Watkins, deceased, lot on Forbes Avenue, 14th Ward, for the sum of \$400.00.

Also

No. 1827. Resolution authorizing sale to Raymond L. West and Bessie H. West, his wife, lots on Ellers Street, 4th Ward, for the sum of \$750.00.

Also

No. 1828. Resolution repealing Resolution No. 121, approved April 2, 1958, authorizing sale to Peter LaBash, Jr. and Bernardine LaBash, Jr., his wife, lots on Linnview Avenue, 29th Ward, for the sum of \$1,200.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Jones presented

No. 1829. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-O-W16, by changing from "S" and "R1" Districts to an "M1" District all that certain property bounded by Noblestown Road; lot numbered 6 in the Revised and Extended Noble Manor Shopping and Limited Light Industrial Center Plan of Lots; Yeckley Way; an irregular line joining the southerly boundary line of the West Pittsburgh Terrace Plan of Lots at a point, which is north 58° 48' west a distance of 91.94 feet, along said boundary line from its intersection with the easterly plan boundary line, with the center line of Ffield Way at a point which is north 50° 48' west a distance of 399.07 feet, along center line of said way from its intersection with the easterly boundary line of the said West Pittsburgh Terrace Plan, having the following courses: (1) north 12° 38' 55" east 88.04 feet; (2) north 13° 17' 30" west 265.49 feet; (3) north 32° 06' 05" west 322.27 feet; (4) north 11° 19' 05" east 103.53 feet; (5) north 31° 12' 00" east 2.50 feet; Ffield Way; the center line of Ffield Way extended to a point distant 35.00

feet west of Noblestown Road; and, a line radial to the curve in the westerly line of said Noblestown Road joining the easterly terminus of the aforesaid extended center line and the center line of said Road.

Which was read and referred to the Committee on Public Works.

Also

No. 1830. An Ordinance fixing the width and position of the sidewalks and roadway of Cornwall Street, from North Aiken Avenue to Fannel Street, and re-establishing the grade thereof.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1831. An Ordinance transferring the sum of \$200.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1001, Salaries, Regular Employees, Council.

Also

No. 1832. An Ordinance authorizing the issuance of warrants in favor of the following:

Name of Company	Commodity	Amount
Walter E. Bisler	Belts, Sewer Cleaning Equipment	\$ 19.53
Steel City Tool and Machinery Co.	Carbide tipped cutters, Water Department	278.00
Carlini Brothers Co.	Cleaning Robert Burns Memorial	475.00
Carlini Brothers Co.	Cleaning Stephen Foster Memorial	450.00
Pickwick Press	Additional Work on Order 5096	215.00

without previous authority of law.

Also

No. 1833. Resolution exonerating City taxes for the year 1951 in the sum of \$9,526.16 against Gulf Oil Corporation in the 2nd Ward for the reason that the subject property was transferred to the Public Parking Authority of Pittsburgh on December 30, 1950, and the County failed to execute Late Transfer for the year 1951, for which year the property would have been exempt under the title of the Public Parking Authority, which adjustment is in accordance with Court Order at No. 1718 April Term 1953.

Also

No. 1834. Resolution exonerating City Taxes for the year 1951 in the sum of \$1,022.00 against Globe Insurance Company of America in the First Ward for the reason that the subject property was transferred to the public Parking Authority of Pittsburgh on December 30, 1950, and the County failed to execute Late Transfer for the year 1951, for which year the property would have been exempt under the title of the Public Parking Authority, which adjustment is in accordance with Court Order at No. 1718 April Term 1953.

Also

No. 1835. Resolution exonerating City taxes for the years 1951 to 1954, inclusive, in the sum of \$66.25 against County of Allegheny, City of Pittsburgh, and School District of Pittsburgh No. 3, Thirteenth Ward, for the reason that the property is in the Exempt classification, being non-income property; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Also

No. 1836. Resolution exonerating City taxes for the years 1952 to 1955, inclusive, in the total sum of \$77.40 against Harry O. McDonald and Elsie M. McDonald, his wife, in the 20th Ward, for the reason that above property was taken by condemnation dated January 26, 1951 and is in the Exempt classification, as per Deed Registered Correction Slip, dated September 10, 1958; authorizing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs against the City of Pittsburgh.

Also

No. 1837. Resolution exonerating City Taxes for the years 1953 to 1955, inclusive, in the total sum of \$750.72 against John and Susie Kish, 1st Ward, for the reason that the above property was condemned by the Commonwealth of Pennsylvania for State Highway Route No. 764 and is in the Exempt classification; authorizing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs against the City of Pittsburgh.

Also

No. 1838. Resolution exonerating

City Taxes for the years 1953 to 1955, inclusive, in the total sum of \$1,329.60 against Constantine Kratses and Emmanuel A. Adams, First Ward, for the reason that the above property was condemned by the Commonwealth of Pennsylvania for State Highway Route No. 764 and is in the Exempt classification; authorizing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs against the City of Pittsburgh.

Also

No. 1839. Resolution authorizing and directing the Mayor and the City Treasurer to enter into an agreement with the County of Allegheny upon the same terms and under the same conditions as the agreement dated December 27, 1957, to provide for the payment by the City to the County of the sum of not more than \$8,000.00 for services rendered by the County in accepting personal property returns and the preparation of blotters for City tax application for the year 1959.

Also

No. 1840. Resolution authorizing and directing the City Solicitor to settle and discontinue the lawsuits against John A. Johnson & Sons at No. 1714 October Term 1953 and at No. 209 April Term 1953, upon payment of all record costs by defendants and upon receipt of \$1,500.00 from said defendants.

Which were severally read and referred to the Committee on Finance.

Mr. Olbum presented

No. 1841. An Ordinance authorizing the issuance of warrant in favor of M. R. Darlington for \$21.67, George C. Lowe for \$26.76, Dalbor Kralovec for \$64.33, Judge Macelwane for \$65.90, Major Charles A. Speed for \$121.86 in payment for traveling expenses incurred by their participation in the Thirteenth Mayor's Highway Safety Conference.

Which was read and referred to the Committee on Finance.

Mr. Rodgers presented

No. 1842. Communication from the Department of Public Works submitting report of overtime services performed by employees in the department during the months of October and November, 1958.

Which was read and referred to the Committee on Finance.

Also

No. 1843. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to execute four tri-party long-term agreements by and among City of Pittsburgh, Allegheny County Sanitary Authority and Copper Range Company (C. G. Hussey & Company Division), American Chain & Cable Company, Harbison-Walker Refractories Company and McGraw-Edison Company for sewage and industrial waste treatment and disposal service by the Sewage Disposal System that will serve the City of Pittsburgh, and providing charges therefor.

Also

No. 1844. An Ordinance widening Greentree Road and Woodville Avenue at the northeasterly intersection of these two streets.

Which were read and referred to the Committee on Public Works.

#### REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1845. Report of the Committee on Finance for December 9, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1786. An Ordinance entitled, "An Ordinance transferring the sum of One Million Seven Hundred Thousand (\$1,700,000.00) Dollars from the City of Pittsburgh Water Fund to the General Fund of the City."

Which was read.

Also

Bill No. 1789. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$15,000.00 in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of engineering expenses."

Which was read.

Also

Bill No. 1790. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 346, approved August 20, 1958, entitled, 'An

Ordinance providing for a contract or contracts for the rehabilitation of the ballfield and surrounding area and the demolition of the former swimming pool and bandstand, all at Olympia Park, in the Department of Parks and Recreation, and for the cost thereof."

Which was read.

Also

Bill No. 1803. An Ordinance entitled, "An Ordinance further amending Ordinance No. 393, approved October 1, 1946, entitled, 'An Ordinance authorizing the City of Pittsburgh to enter into contracts with banks and trust companies located in and doing business in the City of Pittsburgh, Commonwealth of Pennsylvania, for the deposit of monies of the said City in the banks and trust companies, providing for the deposit of securities to guarantee the monies deposited and the payment of interest on said deposits,' by amending Section 6 thereof to change the number of active depositories and by amending Section 9 thereof to change the limitation on active deposit accounts."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1787. An Ordinance en-

titled, "An Ordinance authorizing the purchase of cast iron water pipe lines and fittings together with all the necessary valves, valve boxes, castings, fire hydrants, etc., as constructed in Ridgemont Drive from Springfield Street to center of Lot No. 84 as laid out in the Ridgemont Addition No. 5 Plan of Lots, situated in the 20th Ward of the City of Pittsburgh, from Ballou and Vetter Builders, Inc., and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 1788. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Spinello Construction Company for \$3,623.65, in payment for extra work performed on the contract for rehabilitation and reconditioning the 36" cast iron supply main originating at Baker Street, adjacent the Highland Park vicinity, to Liberty Avenue and Smithfield Street, downtown, and appurtenances; cleaning and cement mortar lining and appurtenances, Department of Water No. 1455, Controller's Register No. 14790, for the benefit of the City, without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1804. Resolution authorizing and directing the City Treasurer to accept the amount of \$426.00 in settlement of metered water charges billed the property of Trinity Baptist Church, 3412 Ligonier Street, Sixth Ward, for the years 1919, 1920, 1921, 1922, 1923, 1924, 1928 and 1930.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1805. Resolution authorizing the issuing of a warrant in favor of Charles Carothers, 3314 Brighton Road, Pittsburgh 12, Pa., in the sum of \$369.42 in full settlement of claim against the City of Pittsburgh for car damaged October 23, 1958, in front of home by police ambulance, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1806. Resolution authorizing the issuing of a warrant in favor of Lawrence D. Elter, Veronica C. Elter, Alberta A. Skotarczak and Martha P. Totaro, c/o Harold Smith Haller, Esq., 2005A Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$480.00 in full settlement of claim against the City of Pittsburgh for sidewalk on Portland Street and Stanton Avenue sides of property at 5611 Stanton Avenue damaged by

tree roots, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1807. Resolution authorizing the issuing of a warrant in favor of Employers' Fire Insurance Company, 535 Fifth Avenue, Pittsburgh 19, Pa., in the sum of \$300.00 in full settlement of claim against the City of Pittsburgh for injuries sustained by Catherine Mason on North Homewood Avenue sidewalk of 7200 Monticello Street owned by Kenneth and Elizabeth Jennings on July 25, 1958, and charging same to Code Account No. 46, Judgments.

Also

Bill No. 1808. Resolution authorizing the issuing of a warrant in favor of Ann Pampino and Donald Pampino, 1126 Montezuma Street, Pittsburgh 6, Pa., in the sum of \$989.23 in full settlement of claim against the City of Pittsburgh for property at above address damaged July 31, 1958, due to backing up of storm sewer, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1846. Report of the Committee on Public Works for December 9, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1796. An Ordinance entitled, "An Ordinance approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for erection of a new one-story school for handicapped children in an 'R1' District, at the northerly end of LaMoine Street, 19th Ward, City of Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 1814. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reconstruction of a sewer on Ellsworth Avenue at Shadyside Lane and near this location the construction of additional drainage structures on Morewood Avenue and Amberson Place, 7th Ward, including all other work in connection with the drainage served by this sewer, and providing for the payment of the cost thereof."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Jones presented

No. 1847. Report of the Committee on Public Service and Surveys for

December 9, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1799. An Ordinance entitled, "An Ordinance re-establishing the grade of Mentor Way, from the south line of Fort Duquesne Boulevard to a point 125.0 feet southwardly therefrom."

Which was read.

Also

Bill No. 1800. An Ordinance entitled, "An Ordinance granting unto the A. M. Byers Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a 12" diameter sewer along South Sixth Street, and a 21" diameter sewer along South Eighth Street, 17th Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1741. An Ordinance entitled, "An Ordinance vacating Hopeland Way (formerly Hemlock Way—formerly Abbot Way), from Spencer Avenue to Kirk Avenue."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1670. An Ordinance entitled, "An Ordinance vacating Loughrey Street, from Northumberland Street to Gladstone Road, and divesting the City of any right, title, or interest in said Loughrey Street."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1774. An Ordinance entitled, "An Ordinance vacating Stroble Street from Manchester Avenue (inadvertently called Galveston Avenue in the petition) to Stengel Street and Stengel Street from Reedsdale Street (inadvertently called Reedsdale Avenue in the petition) to Shore Avenue, and providing certain terms and conditions."

In Committee on Public Service and Surveys, December 9, 1958, bill read and amended by adding Section 3 as follows:

"Section 3. This ordinance, however, shall not take effect or be of any force or validity unless The May Department Stores Company, owner of all the property fronting or abutting on Stroble Street from Manchester Avenue (inadvertently called Galveston Avenue) to Stengel Street and Stengel Street from Reedsdale Street (inadvertently called Reedsdale Avenue in the petition) to Shore Avenue, shall, within thirty (30) days of the approval of this ordinance, pay into the treasury of the City of Pittsburgh the sum of \$6,030.50 for the use of the City of Pittsburgh," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Jones moved

That the amendment of the Committee on Public Service and Surveys be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Olbum presented

No. 1848. Report of the Committee on Public Safety for December 9, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1813. An Ordinance entitled, "An Ordinance relating to the parking, loading and unloading of vehicles on the streets of the City of Pittsburgh, and providing penalties for violations thereof."

Which was read.

Mr. Olbum moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.



Mr. Fagan presented

No. 1849. Report of the Committee on Lands, Buildings and Housing for December 9, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1791. Resolution authorizing sale to John W. Bobak and Bertha J. Bobak, his wife, lots on Mifflin Road, 31st Ward, for the sum of \$600.00, and repealing Resolution No. 105 of 1958, authorizing the sale of lots on Mifflin Road to John W. Bobak and Bertha J. Bobak, his wife, for the sum of \$900.00.

Which was read.

Also

Bill No. 1792. Resolution authorizing sale to Harry Eisenfeld, lots on Fannel Street, 10th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 1793. Resolution authorizing sale to Frank J. Gabriel, lots on Arnold Street, 28th Ward, for the sum of \$1,050.00.

Which was read.

Also

Bill No. 1794. Resolution authorizing sale to George V. Klotzbaugh, lots on Arnold Street, 28th Ward, for the sum of \$1,125.00.

Which was read.

Also

Bill No. 1795. Resolution authorizing sale to Theodore Klotzbaugh, lots on Arnold Street, 28th Ward, for the sum of \$1,050.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones moved

That the Minutes of Council of Monday, December 8, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Olbum,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXXII

Monday, December 22, 1958

No. 43

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 22, 1958

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend S. Amos Brackeen, Pastor, Shiloh Baptist Church, who will deliver the invocation.

Reverend S. Amos Brackeen, Pastor, Shiloh Baptist Church, offered the following prayer:

O, Divine Redeemer, into Thy presence we come at this hour of the Christmas season because we acknowledge the vacuum in our lives. We realize that only Thy Presence can fill us with perpetual goodness and steer us in the right paths of wholesome purpose. For only through Thee, we, who are seekers of Thy truth

and goodness, can be led midst uncharted ways in Thy straight direction.

Especially do we pray, Our Father, for these ones who have the noble responsibility of public trust. Grant unto them the privilege of serving well the people and interest of our great city. May they be judicious and sagacious in their deliberations, and wise and charitable in their decisions. May they be ever mindful that thou didst create them a little lower than the angels and they wish the heritage of glory and honor which Thou hast given. Grant unto them courage that they may speak without fear. Give unto them Thy Holy Light that they may chase away the darkening shadows. Extend to them an inward calm amid the turbulence of temptuous climates of opinion.

May they see right and follow wherever it leads. If they stumble and err, be Thou compassionate and forgiving unto them that they may again recapture the gleam of Thy Holy and Marvelous truth and be led anew to clearer evidences of the standards of their high calling to serve this present age with valor. May each member of this Council be mindful of the words of the poet, saying:

Dear Lord, the people have elected me  
To speak for them in things of state;  
To Thee I come for help. I shall be  
tempted by those whose God is Gain;  
may I be true to country, self and  
Thee.

Stand with me, Lord, each time I speak,  
When godless men would make mockery  
of righteousness,  
At voting time touch Thou my lips,  
For I would not bring shame of fear to  
fellow men—  
Nor cast dishonor on Thy Name.

And give me courage to defend the weak;  
To work to ban all things that would  
destroy

The dignity of man.

Knowing, Lord, that Thou answerest  
prayer when humble knee is bent,

I ask these things—but only by Thy  
Will. Amen.

In the name of Thy Son we ask these  
blessings. Amen.

The Chair:

Thank you Reverend S. Amos Brackeen  
for your very inspiring prayer.

#### PRESENTATIONS

Mr. Fagan presented

No. 1850. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of Alexander Dzubay, Registered Mechanical Engineer, Pittsburgh, Pa., in connection with the rehabilitation of the Heating and Ventilating Systems of the Carnegie Free Library of Allegheny, Federal and E. Ohio Streets, N.S., Pittsburgh, Pa. for the Department of Lands and Buildings and appropriating funds for such mechanical engineering services.

Also

No. 1851. An Ordinance authorizing a contract or contracts for heating and ventilating work at the Carnegie Free Library and Carnegie Hall, East Ohio Street and Federal Street, Pittsburgh, Pa. and for the payment of the cost thereof.

Also

No. 1852. An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from the Pepsi-Cola Bottling Company of New Jersey, a New Jersey corporation, certain properties situate in the Third (3rd) Ward of the City of Pittsburgh, Pennsylvania, and providing for the payment of the same, for use by the Bureau of Repairs of the Department of Lands and Buildings.

Also

No. 1853. An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Domenico Roberto and Josephine Roberto, his wife,

certain property situate in the Twentieth (20th) Ward of the City of Pittsburgh, Pennsylvania, for street purposes by the Department of Public Works, and providing for the payment of the same.

Which were severally read and referred to the Committee on Finance.

Also

No. 1854. Resolution authorizing sale to Sam A. Lesante, lot on Murray Avenue near Hazelwood Avenue, 15th Ward, for the sum of \$1,200.00.

Also

No. 1855. Resolution authorizing sale to George G. Levin and Charles J. Plesset, lots on Burleigh Street and Willouby Street, 28th Ward, having an area of 79,601 square feet or 1.827 Acres. for the sum of \$4,000.00.

Also

No. 1856. Resolution authorizing sale to George G. Levin and Charles J. Plesset, lots on Willouby Street, Burleigh Street, Manley Street and Kinmount Street, 28th Ward, for the sum of \$16,000.00.

Also

No. 1857. Resolution authorizing sale to William F. Motz, lots on Ridenour Street, 28th Ward, for the sum of \$750.00.

Also

No. 1858. Resolution authorizing sale to William H. Steiner and Mary M. Steiner, his wife, lots on Baltimore Street, 31st Ward, for the sum of \$300.00.

Also

No. 1859. Communication from Evan I. Jones, President, Local Union 1272, USA-AFL-CIO, United Steelworkers of America, requesting the City to lease to them a parcel of land fronting on the Monongahela River between the Glen Hazel Bridge and the Baltimore and Ohio Railroad Bridge for use as a boating club area.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr Jones presented

No. 1860. An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-O-W16, by changing from an "S" District to an "R1" District (1) all that certain property bounded by: Gaza Way; the dividing line between the present "S" and "R1" Districts west of Nobles-town Road; Fifield Way; and irregular line southwardly by the following courses: south 31° 12' 00" west 2.50 feet; south 11° 19' 05" west 103.53 feet; south 32° 08' 05" east 322.27 feet; and south 13° 17' 30" east to the center line of Gaza Way; (2) all that property bounded by: Nobletown Road; a line, radial to the curve in the westerly line of Nobles-town Road, extending westwardly 35 feet therefrom to the center line of Fifield Way produced; Fifield Way produced; Milnor Way; Manley Street; and the center line of Manley Street produced.

Which was read and referred to the Committee on Public Works.

Also

No. 1861. An Ordinance granting unto Klein's Restaurant, 330 Fourth Avenue, Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a sidewalk elevator vault with hinged steel sidewalk doors in the southerly sidewalk area of Fourth Avenue, 1st Ward, Pittsburgh, Pennsylvania.

Also

No. 1862. Petition for Vacation of Water Street, 17th Ward, between South Twelfth Street and South Sixteenth Street.

Also

No. 1863. An Ordinance vacating portions of South Water Street, as located to a width of 40.0 feet by Borough of Birmingham Ordinance of May 28, 1856, from South Twelfth Street to South Sixteenth Street, subject however, to the rights of the Pittsburgh and Lake Erie Railroad Company and Whitehall Branch of the Pennsylvania Railroad Company to use and occupy portions of the area vacated by this Ordinance.

Also

No. 1864. Resolution authorizing the cooperation of the City of Pitts-

burgh with the Pittsburgh Railways Company for the substitution of motor busses for trolley cars on routes which presently use the Point Bridge.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. McCarthy presented

No. 1865. Resolution authorizing the issuing of a warrant in favor of Ralph A. Frederick, c/o C. C. Gunst, Jr., Esq., 1111 Berger Building, Pittsburgh 19, Pa., in the sum of \$151.08 in full settlement of suit against the City of Pittsburgh for car damaged August 20, 1958 by Bureau of Refuse truck at Liberty and Herron Avenues, and charging same to Code Account No. 46, Judgments.

Also

No. 1866. Resolution authorizing the issuing of a warrant in favor of Edward A. Grupp, 375 Broadmoor Road, Pittsburgh 34, Pa., in the sum of \$150.00 in full settlement of claim against the City of Pittsburgh for car damaged October 8, 1958 on Penn-Lincoln Parkway by police motorcycle, and charging same to Code Account No. 46, Judgments.

Also

No. 1867. Resolution authorizing the issuing of a warrant in favor of Pittsburgh Railways Co., Adjustment Department, 121 Seventh Street, Post Office Box 1949, Pittsburgh 30, Pa. in the sum of \$155.20 in full settlement of claim against the City of Pittsburgh for Street Car No. 1012 damaged May 10, 1958 by Bureau of Refuse truck in Liberty Avenue near Bloomfield Bridge and charging same to Code Account No. 46, Judgments.

Also

No. 1868. Resolution authorizing the issuing of a warrant in favor of Ralph Romano and Mary Ann Romano, 637 Nobletown Road, Pittsburgh 20, Pa., in the sum of \$10,000.00 in full settlement of claim against the City of Pittsburgh for property damaged at above address, January 16, 1958 caused by break in city water main, and charging same to Code Account No. 46, Judgments.

Also

No. 1869. Communication from the City Controller submitting audit report of the Department of Water, Dis-

tribution Division, from October 1, 1957 to September 30, 1958.

Which were severally read and referred to the Committee on Finance.

**Mr. Olbum presented**

No. 1870. Communication from the Department of Public Safety advising of the institution of 60-day trial of certain traffic regulations.

Which was read, received and filed.

**Mr. Rodgers presented**

No. 1871. An Ordinance providing for the letting of a contract or contracts for a term of ten (10) years for furnishing and placing of electrical equipment necessary for lighting streets and other public thoroughfares and places in the City of Pittsburgh and sale of said equipment to the city; and providing for the payment of the costs thereof.

**Also**

No. 1872. An Ordinance providing for the letting of a contract or contracts for a term of ten (10) years for the servicing and maintenance of electrical lighting equipment, nightly inspection and replacements of lamps and sale of lamps to the City of Pittsburgh; and providing for the payment of the costs thereof.

**Also**

No. 1873. An Ordinance providing for the letting of a contract for a term of ten (10) years, for the sale to the City of Pittsburgh, of Electric Energy for lights on streets and other public thoroughfares and places of the City, and rental to the City of conduits, cable, standard junction boxes and line sections, etc., and providing for the payment of the cost thereof.

**Also**

No. 1874. An Ordinance appropriating and setting aside the sum of \$100,000.00 from Bond Fund No. 193, General Public Improvement Peoples Bonds 1958, for payment of the cost of engineering and other necessary expense in connection with general public improvements within the City of Pittsburgh to be carried out by the Department of Public Works.

**Also**

No. 1875. An Ordinance transferring the aggregate sum of \$3,646.60 within Code Accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

**Also**

No. 1876. An Ordinance authorizing the issuance of a warrant in favor of J. Paul Jennings, Chief Clerk, Department of Public Works in the sum of \$500.00 in payment for automobile expense incurred during the period January 1, 1957 to May 31, 1957 inclusive, supervising the delivery of Surplus Food to various sections of the City for the benefit of the City without previous authority of law.

**Also**

No. 1877. An Ordinance authorizing the issuance of a warrant in favor of Crosbie and Comfort in the sum of \$2,062.54 in payment for extra work performed during the rehabilitation of the Bloomfield Bridge by Contract, (Controller's Register No. 14998) for the benefit of the City without previous authority of law.

**Also**

No. 1878. Communication from the Department of Public Works requesting permission to pay the Labor Forces in the Bureau of Bridges, Highways and Sewers from Code Account 1507, Liquid Fuels Tax Program.

Which were severally read and referred to the Committee on Finance.

**The Chair presented**

No. 1879. Petition for resurfacing of Orient Way, from Estella Street to the 200 block of Sylvania Avenue, 18th Ward, with reclaimed asphalt.

Which was read and referred to the Committee on Public Works.

#### **REPORTS OF COMMITTEES**

**Mr. McCarthy presented**

No. 1880. Report of the Committee on Finance for December 18, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1832. An Ordinance entitled, "An Ordinance authorizing the

issuance of warrants in favor of the following:

Name of Company	Commodity	Amount
Walter E. Bisler	Belts, Sewer Cleaning Equipment	\$ 19.53
Steel City Tool and Machinery Co.	Carbide tipped Cutters, Water Dept.	278.00
Carlini Brothers Co.	Cleaning, Robert Burns Memorial	475.00
Carlini Brothers Co.	Cleaning Stephen Foster Memorial	450.00
Pickwick Press	Additional Work on Order 6096	215.00

without previous authority of law."

Which was read.

Also

Bill No. 1841. An Ordinance entitled, "An Ordinance authorizing the issuance of warrant in favor of M. R. Darlington for \$21.67, George C. Lowe for \$26.76, Dalibor Kralovec for \$64.33, Judge Macelwane for \$65.90, Major Charles A. Speed for \$121.86 in payment for traveling expenses incurred by their participation in the Thirteenth Mayor's Highway Safety Conference."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1831. An Ordinance entitled, "An Ordinance transferring the sum of \$200.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1001, Salaries, Regular Employees, Council."

In Committee on Finance, December 16, 1958, bill read and ordered returned to Council with an affirmative recommendation, subject to the filing with Council of a certificate of emergency by the Mayor and the City Controller.

Which was read.

Also

No. 1881.

#### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13, of the Act of March 7, 1901, P.L. 20, as amended by the Act of May 31, 1911, P.L. 461, provides that all appropriations shall be made annually by general ordinance, except in cases of emergency, when special appropriations may be made to meet the same; and

WHEREAS, upon the death of the late councilman Charles F. Dinan on May 4, 1958 the vacation pay due to the deceased councilman was paid to his widow in accordance with the provisions of Ordinance No. 305, approved July 27, 1956; and

WHEREAS, as a result of such payment there is a shortage in the salary account for City Council for the balance of the year 1958 in the amount

of approximately Two Hundred Dollars (\$200.00); and

WHEREAS, in order to provide for the payment of councilmanic salaries for the balance of the year 1958 it is necessary to make a transfer of funds into the appropriate salary account; and

WHEREAS, the foregoing appears to be a good and sufficient reason to impel the Certificate of an Emergency under the circumstances.

NOW THEREFORE, we, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify the existence of an emergency requiring the transfer of \$200.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1001, Salaries, Regular Employees, Council.

DAVID L. LAWRENCE  
Mayor

EDWARD R. FREY  
City Controller

Dated: December 15, 1958

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1833. Resolution exonerating City taxes for the year 1951 in the sum of \$9 526.16 against Gulf Oil Corporation in the 2nd Ward for the reason that the property was transferred to the Public Parking Authority of Pittsburgh on December 30, 1950, and the County failed to execute Late Transfer for the year 1951, for which year the property would have been exempt under the title of the Public Parking Authority, which adjustment is in accordance with Court Order at No. 1718 April Term 1953.

Which was read.

Also

Bill No. 1834. Resolution exonerating City taxes for the year 1951 in the sum of \$1,022.00 against Globe Insurance Company of America in the First Ward for the reason that the property was transferred to the Public Parking Authority of Pittsburgh on December 30, 1950 and the County failed to execute Late Transfer for the year 1951, for which year the property would have been exempt under the title of the Public Parking Authority, which adjustment is in accordance with Court Order No. 1718 April Term, 1953.

Which was read.

Also

Bill No. 1835. Resolution exonerating City taxes for the years 1951 to 1954, inclusive, in the sum of \$66.25 against County of Allegheny, City of Pittsburgh and School District of Pittsburgh No. 3, Thirteenth Ward, for the reason that the property is in the exempt classification, being non-income property; authorizing and directing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1836. Resolution exonerating City taxes for the years 1952 to 1955, inclusive, in the total sum of \$77.40 against Harry O. McDonald and

Elsie M. McDonald, his wife, in the 20th Ward, for the reason that the property was taken by condemnation dated January 26, 1951 and is in the exempt classification, as per Deed Registered Correction Slip, dated September 10, 1958; authorizing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs against the City of Pittsburgh.

Which was read.

Also

Bill No. 1837. Resolution exonerating City taxes for the years 1953 to 1955, inclusive, in the total sum of \$750.72 against John and Susie Kish, 1st Ward, for the reason that the above property was condemned by the Commonwealth of Pennsylvania for State Highway Route No. 764 and is in the exempt classification; authorizing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs against the City of Pittsburgh.

Which was read.

Also

Bill No. 1838. Resolution exonerating City taxes for the years 1953 to 1955, inclusive, in the total sum of \$1,329.60 against Constantine Kratses and Emmanuel A. Adams, First Ward, for the reason that the above property was condemned by the Commonwealth of Pennsylvania for State Highway Route No. 764 and is in the exempt classification; authorizing the proper officers of the City of Pittsburgh to satisfy the liens, and charging the costs against the City of Pittsburgh.

Which was read.

Also

Bill No. 1839. Resolution authorizing and directing the Mayor and the City Treasurer to enter into an agreement with the County of Allegheny upon the same terms and under the same conditions as the agreement dated December 27, 1957 to provide for the payment by the City to the County of the sum of not more than \$8000.00 for services rendered by the County in accepting personal property returns and the preparation of blotters for City tax application for the year 1959.

Which was read.

Also

Bill No. 1840. Resolution authorizing and directing the City Solicitor to settle and discontinue the law suits against John A. Johnson & Sons at No. 1714 October Term 1953 and at No. 209 April Term 1953, upon payment of all record costs by defendants and upon receipt of \$1,500.00 from said defendants..

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Rodgers presented

No. 1882. Report of the Committee on Public Works for December 16, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1843. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to execute four tri-party long-term agreements by and among City of Pittsburgh, Allegheny County Sanitary Authority and Copper Range Company, (C. G. Hussey & Company Division), American Chain & Cable Company, Harbison-Walker Refractories Company and McGraw-Edison Company for sewage and industrial waste treatment and disposal service by the Sewage



Disposal System that will serve the City of Pittsburgh, and providing charges therefor."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 1883. Report of the Committee on Public Service and Surveys for December 16, 1958, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1830. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Cornwall Street, from North Alken Avenue to Fannel Street, and re-establishing the grade thereof."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Fagan presented

No. 1884. Report of the Committee on Lands, Buildings and Housing for December 16, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1823. Resolution authorizing sale to Robert Bisek and Elsie V. Bisek, his wife, lots on Jerome Street, 28th Ward, for the sum of \$800.00.

Which was read.

Also

Bill No. 1824. Resolution authorizing sale to V. I. Maitland and John I. Maitland, vacant land on the northerly required right-of-way of Ramp "A" of the Fort Pitt Bridge, 19th Ward for the sum of \$2,500.00.

Which was read.

Also

Bill No. 1825. Resolution authorizing sale to Joseph J. Karlovits and Katherine Karlovits, his wife, lot on

Main Street, 9th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 1826. Resolution authorizing sale to Clarence B. Watkins, Trustee under the will of Thomas A. Watkins, deceased, lot on Forbes Avenue, 14th Ward, for the sum of \$400.00.

Which was read.

Also

Bill No. 1827. Resolution authorizing sale to Raymond L. West and Bessie H. West, his wife, lots on Ellers Street, 4th Ward, for the sum of \$750.00.

Which was read.

Also

Bill No. 1828. Resolution repealing Resolution No. 121, approved April 2, 1958, authorizing sale to Peter LaBash, Jr., and Bernardine LaBash, Jr., his wife, lots on Linnview Avenue, 29th Ward, for the sum of \$1,200.00.

Which was read

Mr. Fagan moved

A suspension of the rule to al-

low the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

#### MOTIONS AND RESOLUTIONS

Mr. Jones moved

That the Minutes of Council of Monday, December 15, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Jones

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

VOL. LXXXXII

Monday, December 29, 1958

No. 44

### Municipal Record

#### ONE HUNDRED TENTH COUNCIL

THOMAS J. GALLAGHER.....President

GEORGE BOXHEIMER.....City Clerk

HARRY RUDICK.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 29, 1958

Council met.

Present:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

The Chair:

Members of Council, we are honored this afternoon by the presence of Reverend Joseph A. Mastrangelo, Pastor, Regina Coeli Church, who will deliver the invocation.

Reverend Joseph A. Mastrangelo, Pastor, Regina Coeli Church, offered the following prayer:

Almighty and Eternal God, in profound humility we bow our heads before Thy Divine Majesty. We invoke Thy blessing upon the members of City Council here gathered who have been chosen by the citizens of this community to lead and guide them, to defend and protect them.

Let them in truth be true leaders; without guile, without deceit let them

think of the welfare of our people first and foremost. Let there be no selfish interests swaying them away from the ideals and principles of honest government . . . it is for this reason they were hand-picked by the voice of the people of the City of Pittsburgh. Let their guidance be that of a loving parent and not a ruthless guardian.

Let them defend the rights of our citizens as true champions. Let them speak loud and clear in defense of the rich and the poor, the known and the unknown. Let there be no partiality for the big people, but rather a personal interest in the little people. Let there be no special favors for the big people, but rather a deep and penetrating love for the unknown people.

Let their deliberations and considerations always bear in mind the common good . . . for only in this manner can they really claim to be representatives of the people. If our government is for the people and by the people, then these members of City Council chosen by the people must always be for the people, regardless of race, nationality or creed.

Our city, standing in the gleaming spotlight of its bicentennial, is at the crossroads of tomorrow. The future of this new Pittsburgh is in the hands of the men and women chosen to lead and guide it, defend and protect it . . . and as our glistening Golden Triangle points directly to the West, let the minds and hearts of City Council point directly to the heart of God, the hearts of the people. God of Abraham, Isaac and Jacob, God of Bethlehem and Calvary, give Thy blessing, Thy wisdom, Thy courage to these members of City Council. Amen.

The Chair:

Thank you Father Joseph A. Mastrangelo for your very inspiring prayer.

## REPORTS OF COMMITTEES

Mr. McCarthy presented

No. 1885 Report of the Committee on Finance for December 23, 1958, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 1775. An Ordinance entitled, "An Ordinance levying and assessing taxes upon all real property subject to taxation within the limits of the City of Pittsburgh, and water rents, for the fiscal year beginning January 1, 1959, and ending December 31, 1959."

In Committee on Finance, December 23, 1958, bill read and amended in Sections 1 and 2 as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Fagan:

Mr. President, Members of Council, it has been said a long time ago that "consistency, thou art a jewel." I repeat it this afternoon because I am going to do something in this legislative session that I have never done before. In the first place, I am going to oppose the increase in taxes on Land, Buildings and Water. I am going to vote for the Appropriation and Salary Ordinances. Of course, in voting for them and not for the tax increase it would sound rather inconsistent. But I am not breaking a precedent because in Council it has been done before where members have voted for the Appropriation and Salary Bills but voted against the tax ordinance.

I am willing to vote to continue the thirty-three mills on Land and sixteen and a half mills on Buildings. I offer in

lieu of the increase of four mills on Land and two mills on Buildings and ten percent increase in Water rates an increase of three mills on Earned Income Tax. In other words, three tenths of one percent which would make the Earned Income Tax eight mills or eight tenths of one percent. Adding three tenths of one percent would make it eight mills.

I have talked to a lot of people of the City of Pittsburgh during the past few weeks since the Budget has been before us. The vast majority of them are in favor of the Earned Income Tax rather than an increase on Real Estate or Water rates.

You know Perry Como says "we get letters." Well, I received quite a few letters. Not all of them are from retired, pensioned or unemployed persons. Many of them are from substantial citizens that have very substantial incomes. They think that the Wage Tax would be a more appropriate tax to put on the people at this time, than an increase on Land, Buildings and Water rates as they are incorporated in Bill No. 1775. So as a result of the study that I have given to this matter and the information that I have received from the citizens of the City of Pittsburgh, I feel that I am somewhat relieving the tax burden on the citizens of Pittsburgh.

I remember five years ago when we voted for Wage Taxes. I remember the last election that we participated in. At every polling place the issue of the Wage Tax was called to the attention of the voters not by one placard, but in some places by half a dozen. What happened? The Mayor was re-elected by the biggest majority he ever received in the City of Pittsburgh and five Councilmen were returned to office.

I think this afternoon that I am offering something very constructive in the interest of all of us. I may be a voice crying in the wilderness but nevertheless, those are my convictions, my conscience.

As a result of that, Mr. President, I am compelled to vote "No" on Bill No. 1775.

Mr. Gallagher:

I am going to vote against the increase in taxes on Real Estate and also the Water Rates. I feel the same as Mr.

Fagan. I am for a one per cent Wage Tax or Earned Income Tax which would restore it to where it was five years ago. I want to reiterate what I said in Committee Meeting last Tuesday.

You have my thoughts on the matter. Of course, I have thought over it for a long time. I have talked to my friends and my neighbors and there isn't any doubt about it that I think I am doing a constructive thing when I oppose the increase of four mills on Land and two mills on Buildings and a ten percent increase in Water rates.

I am opposed to the proposed increase of four mills on land and two mills of tax on buildings. This increase will place a further burden on the small home owners and result in an increase in rent for tenants. This would be in addition to the proposed increase in water charges and the proposed charges to be imposed for the Allegheny County Sanitary Authority for sewage treatment. Of course, these latter charges will not become effective until April 1st.

Many thousands of residents of Pittsburgh are unemployed at the present time, or just on part-time employment. Many of these people own their own homes, and to impose an additional tax on their properties would virtually amount to confiscation.

The increase in real estate taxes will also curtail building construction and in this case, many thousands of building trades workers will be affected; and it will also affect the economic condition of the City. It will also have an adverse effect on the redevelopment program of the City, and seriously affect the Bicentennial Celebration scheduled for 1959.

In order to escape the dilemma which we are faced with, is the increase in the earned income tax, or what is commonly known as the wage tax. I know that this tax is distasteful to many people, but an increase of a quarter of a cent on this item will yield about \$2,900,000. This increase alone would not permit us to balance the budget, nor would it allow us to grant a small increase in salary and wages to all groups of City employees, including those employed who belong to Labor Unions and whose wages as fixed on the outside have been recog-

nized by the City and the Council for many, many years.

As unpopular and distasteful the wage is, I am reluctantly in favor of restoring the one-half of one per cent for the year 1959, making the tax on earned income one cent. This will yield an additional income of \$5,800,000. This will absolutely be sufficient to grant an increase of at least 5 per cent to all City employees, and help relieve many of our citizens who are burdened with high property or real estate tax. The wage tax will not affect those who are unemployed, pensioned or on social security, and will not seriously affect those only employed on part time. In other words, if you are not employed and earning a salary or wage, you are not taxed.

Therefore, I seriously believe that a wage tax at this time is more equitable and fair to the people of our city.

#### Mr. Weir:

I have no remarks with relation to the substance of the Appropriation bill or the Salary Ordinance bill. My remarks will be made along a different vein. I am referring, of course, to the Chairman of the Finance Committee, Mr. McCarthy. In the years that I have been in Council I will say that we have been confronted with three outstanding crises. One was resolved with the aid of the Pennsylvania Legislature which gave us Act 1145, under which we first levied these special taxes. The second major crisis occurred after we were obliged to abandon our plans for the ill-fated Water Authority and suddenly had to seek recourse in the Earned Income Tax or Wage Tax which even to this day has continued to be a controversial subject to a certain extent. The third great crisis in our financial affairs occurred this year. In the meanwhile the entire period was punctuated with minor crises. But these three were outstanding.

Mr. McCarthy was obliged to come in here and take over as Chairman of the Finance Committee right at the very threshold of possibly the most serious financial problem that has confronted the City of Pittsburgh in the ten years that I have been a member of this body.

I think he has handled himself with remarkable skill, intelligence and calmness in the midst of conditions and cir-

cumstances which might have caused even more experienced members to lose their heads. He never for one moment lost his or failed to guide our deliberations and thinking on these important problems with a steady hand. It has also been observable to me, and I am sure it has been to the rest of my colleagues, that he possesses a determination to continue to work for the improvement of the City's financial condition. He realizes, as we must all realize, that we alone cannot stop the overwhelming tide of inflation. Also, we cannot, in justice, make certain of our underpaid City employees burnt offerings in the bonfire of inflation. I know Mr. McCarthy likewise realizes that the acute financial situation produced by inflation requires that this city government, like any other government on any level, be constantly alert to means of saving money in the future. I think he has stated—and I know he means it—that we will have to redouble our efforts to find ways and means of running this government in the most economical way possible, consistent with the necessity of providing the required public services.

Some of us have our own ideas on this subject. I know that I have some. As soon as we are finished here with this business we must complete today, I propose to talk to him—and I know everyone else here has in mind doing likewise. I propose to lend him all the support at my command. I urge everyone else—and I am sure everyone else will lend him all the support at their command to carry out the overall plan which he has for increasing the economy of the City government consistent with its officials.

Again I want to say at this particular time that we have seen, in my estimation, a most admirable exhibition of the conduct of the Finance Committee by our new Chairman.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Jones	Mr. Weir
Mr. McCarthy	

Noes:—

Mr. Fagan	Mr. Gallagher (Pres't)
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Ayes 7. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 1850. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of Alexander Dzuby, Registered Mechanical Engineer, Pittsburgh, Pa., in connection with the rehabilitation of the heating and ventilating systems of the Carnegie Free Library of Allegheny, Federal and E. Ohio Streets, N.S., Pittsburgh, Pa., for the Department of Lands and Buildings, and appropriating funds for such mechanical engineering services."

Which was read.

Also

Bill No. 1851. An Ordinance entitled, "An Ordinance authorizing a contract or contracts for heating and ventilating work at the Carnegie Free Library and Carnegie Hall, East Ohio Street and Federal Street, Pittsburgh, Pa., and for the payment of the cost thereof."

Which was read.

Also

Bill No. 1874. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$100,000.00 from Bond Fund No. 193, General Public Improvement Peoples Bonds 1958, for payment of the cost of engineering and other necessary expense in connection with general public improvements within the City of Pittsburgh to be carried out by the Department of Public Works."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1865. Resolution authorizing the issuing of a warrant in favor of Ralph A. Frederick, c/o C. C. Gunst, Jr., Esq., 1111 Berger Building, Pittsburgh 19, Pa., in the sum of \$151.08 in full settlement of suit against the City of Pittsburgh for car damaged August 20, 1958 by Bureau of Refuse truck at Liberty and Herron Avenues, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1866. Resolution authorizing the issuing of a warrant in favor of Edward A. Grupp, 375 Broadmoor Road, Pittsburgh 34, Pa., in the sum of \$150.00 in full settlement of claim against the City of Pittsburgh for car damaged October 8, 1958 on Penn-Lincoln Parkway by police motorcycle, and charging same to Code Account No. 46, Judgments.

Which was read.

Also

Bill No. 1867. Resolution authorizing the issuing of a warrant in favor of Pittsburgh Railways Co., Adjustment Department, 121 Seventh Street, Post Office Box 1949, Pittsburgh 30, Pa., in the sum of \$155.20 in full settlement of claim against the City of Pittsburgh for Street Car No. 1012 damaged May

10, 1958 by Bureau of Refuse truck in Liberty Avenue near Bloomfield Bridge, and charging same to Code Account No. 46, Judgments.

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Also

Bill No. 1876. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of J. Paul Jennings, Chief Clerk, Department of Public Works, in the sum of \$500.00 in payment for automobile expense incurred during the period January 1, 1957 to May 31, 1957 inclusive, supervising the delivery of surplus food to various sections of the City for the benefit of the City without previous authority of law".

Which was read.

Also

Bill No. 1877. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Crosbie and Comfort in the sum of \$2,062.54 in payment for extra work performed during the rehabilitation of the Bloomfield Bridge by Contract (Controller's Register No. 14998) for the benefit of the City without previous authority of law."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1875. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$3,646.60 within code accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works."

In Committee on Finance, December 23, 1958, Bill read and ordered returned to Council with an affirmative recommendation, subject to the filing of a certificate of emergency signed by the Mayor and the City Controller relating thereto.

Which was read.

Also

No. 1886.

#### CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P.L. 20, as amended by the Act of May 31, 1911, P.L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, the Director of the Department of Public Works, in letters dated December 19, 1958, addressed to the Mayor and the City Controller, has stated that an emergency has arisen in the Bureau of Bridges, Highways and Sewers, Department of Public Works, requiring the transfer of the sum of \$3,646.60 to Code Ac-

counts No. 1603-1, Wages, Regular Employees and No. 1645, Wages, Temporary Employees, October to December, Bureau Tractor Operators, to meet payroll needs for the period ending December 31, 1958; and

WHEREAS, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW THEREFORE, We, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the transfer of the sum of \$3,646.60 to Code Accounts No. 1603-1, Wages, Regular Employees and No. 1645, Wages, Temporary Employees, October to December, Bureau Tractor Operators, to meet payroll needs for the period ending December 31, 1958.

DAVID L. LAWRENCE  
Mayor

EDWARD R. FRY  
City Controller

DATED:

Dec. 29, 1958

Which was read, received and filed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.



Also

Bill No. 1852. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from the Pepsi-Cola Bottling Company of New Jersey, a New Jersey corporation, certain properties situate in the Third Ward of the City of Pittsburgh, Pennsylvania, and providing for the payment of the same, for use by the Bureau of Repairs of the Department of Lands and Buildings."

Which was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1853. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Domenico Roberto and Josephine Roberto, his wife, certain property situate in the Twentieth Ward of the City of Pittsburgh, Pennsylvania, for street purposes by the Department of Public Works, and providing for the payment of the same."

In Committee on Finance, December 23, 1958, bill read and amended in Section 3 by adding at the end thereof the words, "Code Account No. 42, Contingent Fund", and as amended ordered

returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council was read.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. McCarthy presented

No. 1887. Report of the Committee on Finance for December 29, 1958, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also

Bill No. 1801. An Ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1959."

In Committee on Finance, December 29, 1958, bill read and amended in Sections 1 to 6, inclusive, by striking out and by inserting as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McCarthy moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1802. An Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

In Committee on Finance, December 29, 1958, bill read and amended by inserting Sections 2 to 97, inclusive, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McCarthy moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1871. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for a term of ten (10) years, for furnishing and placing of electrical equipment necessary for lighting streets and other public thoroughfares and places in the City of Pittsburgh and sale of said equipment to the City; and providing for the payment of the costs thereof."

In Committee on Finance, December 29, 1958, bill read and amended in Section 1 by striking out the words "ten

(10) years" and inserting in lieu thereof the words, "five (5) years", and by inserting at the end of the section the words, "Bond Fund No. 187 and Bond Fund No. 189 for the year 1959, and from Code Account No. 1506, thereafter", and in the title by striking out the words "ten (10) years" and inserting in lieu thereof the words "five years", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1872. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for a term of ten (10) years for the servicing and maintenance of electrical lighting equipment, nightly inspection and replacement of lamps and sale of lamps to the City of Pittsburgh; and providing for the payment of the costs thereof."

In Committee on Finance, December 29, 1958, bill read and amended in Section 1 and in the title by striking out the words "ten (10) years" and inserting in lieu thereof the words "five (5) years", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McCarthy moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McCarthy moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Jones
Mrs. D'Ascenzo	Mr. McCarthy
Mr. Fagan	Mr. Olbum

Mr. Rodgers  
Mr. Weir

Mr. Gallagher  
(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1873. An Ordinance entitled, "An Ordinance providing for the letting of a contract for a term of ten (10) years for the sale to the City of Pittsburgh, of electrical energy for lights on streets and other public thoroughfares and places of the City, and rental to the City of conduits, cable, standard junction boxes and line sections, etc., and providing for the payment of the cost thereof."

Which was read.

Mr. McCarthy moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 1888. Report of the Committee on Public Works for December 23, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1769. An Ordinance entitled "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-W16, by changing from a 'C2' District to an 'M1' District, all that property bounded and described as follows: Banksville Road; Potomac Avenue; Dodds Avenue; and the dividing line of properties, now or late, of C. J. Goodwin and Tremarco Corporation, 267.21 feet south of Hayson Avenue, 20th Ward, City of Pittsburgh, Pa."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Also

Bill No. 1770. An Ordinance entitled, "An Ordinance amending certain sections of the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, by revising the powers of the Board of Adjustment to grant special exceptions for the reduction of side yard widths for one-family dwellings on accredited-zoning lots, and providing for major excavating, grading or filling as a conditional use in any zoning district."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 1889. Report of the Committee on Public Service and Surveys for December 23, 1958, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1861. An Ordinance entitled, "An Ordinance granting unto Klein's Restaurant, 330 Fourth Avenue, Pittsburgh, Pennsylvania, its successors or assigns the right and privilege to construct, maintain and use at its own cost and expense, a sidewalk elevator vault with hinged steel sidewalk doors in

the southerly sidewalk area of Fourth Avenue, 1st Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1864. Resolution approving proposal of the Pittsburgh Railways Company to substitute motor buses for trolleys on its West End Lines serving that area lying south and west of the Ohio River.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

Mr. Rodgers            Mr. Gallagher  
Mr. Weir                (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1873. An Ordinance entitled, "An Ordinance providing for the letting of a contract for a term of ten (10) years for the sale to the City of Pittsburgh, of electrical energy for lights on streets and other public thoroughfares and places of the City, and rental to the City of conduits, cable, standard junction boxes and line sections, etc., and providing for the payment of the cost thereof."

Which was read.

Mr. McCarthy moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. McCarthy moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Rodgers presented

No. 1888. Report of the Committee on Public Works for December 23, 1958, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1769. An Ordinance entitled "An Ordinance amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-W16, by changing from a 'C2' District to an 'M1' District, all that property bounded and described as follows: Banksville Road; Potomac Avenue; Dodds Avenue; and the dividing line of properties, now or late, of C. J. Goodwin and Tremarco Corporation, 267.21 feet south of Hayson Avenue, 20th Ward, City of Pittsburgh, Pa."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Also

Bill No. 1770. An Ordinance entitled, "An Ordinance amending certain sections of the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, by revising the powers of the Board of Adjustment to grant special exceptions for the reduction of side yard widths for one-family dwellings on accredited-zoning lots, and providing for major excavating, grading or filling as a conditional use in any zoning district."

Which was read.

Mr. Rodgers moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Jones presented

No. 1889. Report of the Committee on Public Service and Surveys for December 23, 1958, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1861. An Ordinance entitled, "An Ordinance granting unto Klein's Restaurant, 330 Fourth Avenue, Pittsburgh, Pennsylvania, its successors or assigns the right and privilege to construct, maintain and use at its own cost and expense, a sidewalk elevator vault with hinged steel sidewalk doors in

the southerly sidewalk area of Fourth Avenue, 1st Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1864. Resolution approving proposal of the Pittsburgh Railways Company to substitute motor buses for trolleys on its West End Lines serving that area lying south and west of the Ohio River.

Which was read.

Mr. Jones moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan,	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Fagan presented

No. 1890. Report of the Committee on Lands, Buildings and Housing for December 23, 1958, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1854. Resolution authorizing sale to Sam A. Lesante, lot on Murray Avenue near Hazelwood Avenue, 15th Ward, for the sum of \$1200.00.

Which was read.

Also

Bill No. 1855. Resolution authorizing sale to George G. Levin and Charles J. Plesset, lots on Burleigh Street and Willoughby Street, 28th Ward, having an area of 79,601 square feet or 1.827 acres, for the sum of \$4,000.00.

Which was read.

Also

Bill No. 1856. Resolution authorizing sale to George G. Levin and Charles J. Plesset, lots on Willoughby Street, Burleigh Street, Manley Street and Kinmount Street, 28th Ward, for the sum of \$16,000.

Which was read.

Also

Bill No. 1857. Resolution authorizing sale to William F. Motz, lots on Ridenour Street, 28th Ward, for the sum of \$750.00.

Which was read.

Also

Bill No. 1858. Resolution authorizing sale to William H. Steiner and Mary M. Steiner, his wife, lots on Baltimore Street, 31st Ward, for the sum of \$300.00.

Which was read.

Mr. Fagan moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and

third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes:—

Mr. Counahan	Mr. Olbum
Mrs. D'Ascenzo	Mr. Rodgers
Mr. Fagan	Mr. Weir
Mr. Jones	Mr. Gallagher
Mr. McCarthy	(Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

## MOTIONS AND RESOLUTIONS

The Chair presented

No. 1891.

WHEREAS, Pursuant to the State Council of Civil Defense Act of March 19, 1951, P. L. 28, a Target Complex Operational Survival Plan is directed to be prepared for the City of Pittsburgh and its surrounding counties; and

WHEREAS, The Civil Defense Act directs that each local organization shall have a Civil Defense Director to supervise the preparation and operation of said plan; NOW, THEREFORE, BE IT

RESOLVED, that John B. Sullivan duly appointed Civil Defense Director for the City of Pittsburgh, is hereby authorized officially to act for and on behalf of the City of Pittsburgh in all matters relating to the conduct of civil defense planning work and activities carried out under the terms of that Target Complex Survival Plan Project Agreement to which the City of Pittsburgh is party until this authority is terminated by similar action.

Which was read.

Mr. McCarthy moved

The adoption of the resolution.  
Which motion prevailed.

Mr. Fagan moved

That the following members be excused for absence from Council and committee meetings:

Mr. Olbum on December 12, 1958.

Mr. Weir on December 2 and 12, 1958.

Which motion prevailed.



Mr. Fagan

Mr. President, before we adjourn the meeting I would like to thank the Members of Council for approving Bill No. 1770. It may put the Department of Lands and Buildings back in business and allow the Board to use their discretion in the building of homes.

I want to second the remarks of Councilman Weir in connection with the Chairman on Finance, Mr. Charles D. McCarthy. Mr. McCarthy followed some very able and capable men that I have been in Council with, Judge Duff, Judge Wolk and the late Charles Dinan of happy memory. There isn't any doubt

that Mr. McCarthy has done an outstanding job. I want to congratulate him and compliment him.

I would also like to wish everybody in Council and all the citizens of Pittsburgh a very happy, healthy and prosperous New Year.

Mr. Jones moved

That the Minutes of Council of Monday, December 22, 1958, be approved.

Which motion prevailed.

And upon motion of Mr. Olbum,

Council adjourned.

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## APPENDIX

### No. 1

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount not exceeding \$2,810.10, for payment of employees, Department of Lands and Buildings, whose names will appear on a special payroll submitted for the period from October 1, 1957, to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law.

Whereas, Certain employees of the Department of Lands and Buildings, performed overtime work for the period from October 1, 1957, to December 31, 1957, for the benefit of the City without previous authority of law; and

Whereas, Under the provisions of the Act of May 23, 1874, P. L. 230, authority is provided for the payment of extra compensation for services rendered by any employees for the benefit of the City without previous authority of law; and

Whereas, A Certificate of Emergency signed by the Mayor and the City Controller relating to this matter has been filed with Council; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Payroll Account of the City of Pittsburgh, in an amount not exceeding \$2,810.10, for payment to employees, Department of Lands and Buildings, whose names will appear on a special payroll submitted for the

period from October 1, 1957, to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh, without previous authority of law, and charge same to the following code accounts:

Code Account No.	Amount
DEPARTMENT OF LANDS AND BUILDINGS	
Bureau of Repairs	
1366, Salaries and Wages, Regular and Temporary Employees -----	\$ 24.00
Bureau of Operating Maintenance	
1368, Salaries and Wages, Regular Employees -----	\$2,258.00
Municipal Hospital	
1369, Salaries and Wages, Temporary Employees -----	\$ 528.10
	<hr/> \$2,810.10

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 520.

### No. 2

**AN ORDINANCE**—Appropriating and setting aside the sum of \$15,000.00 in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of Engineering Expenses.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of \$15,000.00 or so much as may be necessary, is hereby appropriated and set aside in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of Engineering Expenses.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 520.

### No. 3

**AN ORDINANCE**—Authorizing and directing the City Controller to transfer the sum of \$18,000, or so much thereof as may be necessary, from Code Account No. 57, Social Security Fund, to an account in the Mellon National Bank and Trust Company designated as "City of Pittsburgh Employees' Social Security Contribution Account," for the purpose of providing sufficient funds to cover payments to the United States Government for coverage of City employees participating in the Federal Social Security program as of January 1, 1956; and authorizing and directing the City Treasurer to deduct from employees' salaries sufficient funds which in his discretion he deems necessary to make up the deficiency in employees' Social Security contributions.

Whereas, by reason of the default of certain employees in making their Social Security contributions as required by law the City of Pittsburgh has not received all of the employees' contributions necessary to make payments in accordance with the directive of the State Agency; and,

Whereas, a Certificate of Emergency reciting the necessity for said transfer has been filed with Council; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$18,000, or so much thereof as may be necessary, from Code Account No. 58, Social Security Fund, to an account in the Mellon National Bank and Trust Company designated as "City of Pittsburgh Employees' Social Security Contribution Account," for the purpose of providing sufficient funds to cover payments to the United States Government for coverage of City employees participating in the Federal Social Security program as of January 1, 1956.

Section 2. That the City Treasurer be and he is hereby authorized and directed to deduct from employees' salaries sufficient funds which in his discretion he deems necessary to make up the deficiency in employees' Social Security contributions.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 521.

### No. 4

**AN ORDINANCE**—Authorizing the issuance of warrants in favor of the following:

Name of Company	Amount
Detrick Company -----	\$ 538.44
Detrick Company -----	1,962.55
Garlock Packing Company-----	18.40

For materials furnished for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to counter-sign warrants in favor of the following

in the amounts indicated, for materials furnished for the benefit of the City of Pittsburgh without previous authority of law:

Detrick Company, in the sum of \$538.44, for Detrick Shape Brick, for the Department of Public Works, Bureau of Refuse, payable from Code Account No. 1689.

Detrick Company, in the sum of \$1,-962.55, for Detrick Shape Brick, for the Department of Public Works, Bureau of Refuse, payable from Code Account No. 1689.

Garlock Packing Company, in the sum of \$13.40, for Coil Packing, for the Department of Public Works, Bureau of Bridges, Highways and Sewers, payable from Code Account No. 1616.

Section 2. That any Ordinance or part of Ordinance, conflictin with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 521.

## No. 5

**AN ORDINANCE**—Authorizing the issuance of warrant in favor of B. L. Corbett for \$97.56 in payment for travelling expenses incurred by his participation in the Twelfth Mayor's Highway Safety Conference.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized to issue, and the City Controller to countersign warrant in favor of the following, in payment for traveling expenses incurred by participation in the Twelfth Mayor's Highway Safety Conference, and to charge the same to Code Account No. 1415, Adult Traffic Education:

B. L. Corbett.....\$97.56

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 522.

## No. 6

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Meters of various sizes for the Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Meters in various sizes for the Department of Water, not to exceed the total sum of \$84,728, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account Numbers 1707, 1790, Special and Trust Fund Account P. & S. M., and Bond Fund 158-18.

Code Account No. 1707.....	\$10,000
Code Account No. 1790.....	50,000
Special and Trust Account P.	
& S. M. ....	19,352
Bond Fund 158-18 .....	5,376
	<hr/>
	\$84,728

And be it further provided that funds received by the Department of Water for the sale of Meters be credited to the Water Fund rather than any revlving fund heretofore credited.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the



same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 523.

## No. 7

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Kard-Veyer Unit, Complete with Accessories, for Traffic Court, Department of the Mayor, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Kard-Veyer Unit, Complete with Accessories, for Traffic Court, Department of the Mayor, at a cost not to exceed the total sum of \$1700, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1033, Equipment, Department of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 523.

## No. 8

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of an Electric Typewriter

with Hechtowriter attachment, less trade-ins, for the Department of Supplies, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract for the lowest responsible bidder for the furnishing and delivery of an Electric Typewriter with Hectowriter attachment, less trade-ins, for the Department of Supplies, at a cost not to exceed the total sum of \$740, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1132, Equipment, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 524.

## No. 9

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Calculating Machine, less trade-in, for the Department of Supplies, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Calculating Machine, less trade-in, for the Department of Supplies, at a cost not to exceed the total sum of \$800, in accordance with an Act of Assembly entitled,

"An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1132, Equipment, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 524.

## No. 10

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Tar Asphalt Kettles for the Bureau of Bridges, Highways and Sewers, Department of Public Works, as per specifications, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Tar Asphalt Kettles, as per specifications, for the Bureau of Bridges, Highways, and Sewers, Department of Public Works, at a cost not to exceed the total sum of \$1200, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1655-7, Equipment, Bureau of Bridges, Highways, and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 525.

## No. 11

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Rubber Hose and Nozzles, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Rubber Hose and Nozzles, for the Bureau of Administration, Department of Parks and Recreation, at a cost not to exceed the total sum of \$550, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 525.

## No. 12

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Chain Saws, for the Bu-

reau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertised for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Chain Saws for the Bureau of Administration, Department of Parks and Recreation, at a cost not to exceed the total sum of \$10000, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 526.

## No. 13

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Triplex Mowers, for the Bureau of Administration, Department of Parks and Recreation, and for the Payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the the lowest responsible bidder for the furnishing and delivery of Triplex Mowers for the Bureau of Administration, Department of Parks and

Recreation, at a cost not to exceed the total sum of \$3600, in accordance with an Act of Assembly entitled, "An Act for the Government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That an Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Pased January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 526.

## No. 14

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Chlorination Equipment for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Chlorination Equipment for the Bureau of Administration, Department of Parks and Recreation, at a cost not to exceed the total sum of \$750, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved Jan. 24, 1958.

Ordinance Book 61, Page 527.

## No. 15

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Power Mowers for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Power Mowers for the Bureau of Administration, Department of Parks and Recreation, at a cost not to exceed the total sum of \$1150, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 527.

## No. 16

**AN ORDINANCE**—Providing for the letting of a contract or contracts for

the furnishing and delivery of Playground Equipment, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Playground Equipment for the Bureau of Administration, Department of Parks and Recreation at a cost not to exceed the total sum of \$3120, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 528.

## No. 17

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Diving Boards and Accessories, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Diving

Boards and Accessories, for the Bureau of Administration, Department of Parks and Recreation at a cost not to exceed the total sum of \$2950, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 528.

## No. 18

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Hardware and Mill and Mine Equipment, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Hardware and Mill and Mine Equipment, for the Bureau of Administration, Department of Parks and Recreation, at a cost not to exceed the total sum of \$940, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 529.

## No. 19

**AN ORDINANCE**—Providing for a contract or contracts for the Construction of a Parklet and Play Area in Grandview Park in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Public Works, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the Construction of a Parklet and Play Area in Grandview Park, in the Department of Parks and Recreation.

The work involved in the construction of this development will include grading, drainage, play equipment, paving, fencing, planting, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1957 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$13,575.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 529.

## No. 20

**AN ORDINANCE**—Providing for a contract or contracts for the Construction of a Parklet and Additional Facilities at Herschel Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Public Works, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the Construction of a Parklet and Additional Facilities at Herschel Playground, in the Department of Parks and Recreation.

The work involved in the construction of this development will include grading, drainage, play equipment, carpenter work, masonry work, paving, fencing, plumbing, planting, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1957 Capital Improvement Program, in an amount not exceeding \$28,525.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 530.

## No. 21

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Public Works to execute a tri-party long-term agreement by and among City of Pittsburgh, Allegheny County Sanitary Authority and Firth Sterling, Inc., for sewage and industrial waste treatment and disposal service by

the Sewage Disposal System that will serve the City of Pittsburgh, and providing charges therefor.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to execute and deliver, for and in behalf of the City of Pittsburgh, a tri-party agreement with the Allegheny County Sanitary Authority and Firth Sterling, Inc., a Pennsylvania Corporation having its principal offices in the City of Pittsburgh and its plant in the Borough of Trafford, for sewage and industrial waste treatment and disposal service by the Sewage Disposal System that will serve the City of Pittsburgh, and providing charges therefor, such agreement to be similar to the agreements executed with a number of other corporations, the text of which is set forth in Ordinance No. 355, approved July 27, 1951, with such changes as shall be approved by the parties thereto, such approval to be conclusively evidenced by the execution of the agreement.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 530.

## No. 22

**AN ORDINANCE**—Supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Section 2 of Ordinance No. 335, entitled "An Ordinance regulating the use and operation of vehicles on

the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemental, shall be and the same is hereby further supplemented by adding to various paragraphs of Section 2 as follows:

Section 2. That paragraph (WL) formerly known as paragraph (aae) of Section 2 of said Ordinance which paragraph (WL) has the following heading:

"(WL) for the protection of private and public property and for the elimination of conditions that create accident hazards, all trucks, trailers, and semi-trailers, whether loaded or not, designed for carrying maximum gross weights in excess of indicated amounts, will be prohibited from using the following streets at specified times."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

TRUCKS OVER  
18,000 Lbs. Gross Weight  
PROHIBITED  
7:00 P. M. to 7:00 A. M.

That Section of Beechwood Boulevard which lies between Fifth Avenue and Hazelwood Ave.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 531.

## No. 23

**AN ORDINANCE**—Taking, appropriating and condemning for park and other public purposes property at the intersection of Chartiers Avenue and Middletown Road in the Twenty-eighth Ward of the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City of Pittsburgh, deeming it proper and expedient to ex-

ercise the power of eminent domain vested in said corporation, does hereby take, appropriate and condemn for park and other public purposes the following described property, to wit:

**BEGINNING** at the intersection of the southerly line of Chartiers Avenue with the westerly line of Middletown Road; thence along the southerly line of Chartiers Avenue by the following three courses, South 84° 59' 50" West 191.65 feet to a point of curve; thence by the arc of a circle deflecting to the right having a radius of 350.0 feet for an arc distance of 226.22 feet to a point of tangent; thence North 57° 58' 10" West 4.53 feet to the line of property now or late of Luke Heisser; thence along the last mentioned line South 2° 44' 20" East 169.72 feet to a stone monument; thence continuing along the line of property now or late of Luke Heisser North 88° 06' 40" East 413.38 feet to the westerly line of Middletown Road; thence along the westerly line of Middletown Road North 5° " 10" West 118.84 feet to the place of beginning, all in the Twenty-eighth Ward.

Being property of the Estate of George W. Schmied and Fred J. Schmied (heirs of Anna Schmied, also known as Anna K. Smith); George Schindehutte, Fred (also known as H. F.) Schindehutte, John Schindehutte; Rosella E. Schindehutte, now known as Rosella Schindehutte Evans, and William Schmiede, also known as William Smead.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 531.

## No. 24

**AN ORDINANCE**—Authorizing the City of Pittsburgh to dedicate and set aside a tract of land in the Herron Hill Park Junior Play Area for a playground with certain restrictions. Said playground shall be known as the "Grace

L. Woods Playground for Small Children."

Whereas, By Ordinance No. 328, approved by the Mayor December 3, 1935, and recorded in Ordinance Book No. 48, Page 652, the City of Pittsburgh accepted a tract of land in the 5th Ward from Dr. Robert A. Woods to be used as a playground with certain restrictions and incorporated in this Ordinance by reference thereto, and

Whereas, A substitute site has been provided in accordance with the terms of said Ordinance in the Herron Hill Park by the Department of Parks and Recreation of the City of Pittsburgh, and

Whereas, It is to the best interest of the City of Pittsburgh to sell the original site, therefore

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City of Pittsburgh herewith dedicates and sets aside a tract of land in the Herron Hill Park, as shown on the attached map of the Department of Parks and Recreation of the City of Pittsburgh, Acc. No. PL. 3350, which is made a part hereof, for a playground. Said playground shall be known as the "Grace L. Woods Playground for Small Children" and subject to the following conditions and restrictions:

(a) The above described property shall be used exclusively as a playground for children under the age of fourteen years. The playground shall be so administered and managed as to provide for the safe play of as great a number of small children as possible. No sports — organized as teams, etc., such as baseball, quoits or tennis—that would in any way limit the use of the grounds to a few persons, or would interfere with the safe and general use by small children shall be permitted.

(b) No building shall be erected on the property.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 532.

## No. 25

**AN ORDINANCE** — Establishing the grade of Line Street, from Walton Avenue to Fairland Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the center line of the roadway of Line Street, from Walton Avenue to Fairland Street, be and the same is hereby established as follows, to-wit:

BEGINNING at the center line of Walton Avenue at an elevation of 1060.00 feet; thence falling by a convex parabolic curve having an apex elevation of 1059.00 feet for a distance of 40.0 feet to a point of tangent to an elevation of 1055.20 feet; thence falling at the rate of 19.00% for a distance of 58.30 feet to a point of curve to an elevation of 1044.12 feet; thence by a portion of a concave parabolic curve, which would have a total length of 70.0 feet and an apex elevation of 1037.47 feet for a distance of 33.70 feet to the intersection of the easterly line of that portion of Fairland Street extending north of Line Street produced southwardly to the center line of Line Street, to an elevation of 1039.69 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 533.

## No. 26

**AN ORDINANCE**—Re-establishing the grade of Fairfield Street, from Antoinette Street to a point 210.00 feet westwardly therefrom.



*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the southerly 8-foot curb line of Fairfield Street, from Antoinette Street to a point 210.00 feet westwardly therefrom, be and the same is hereby re-established as follows, to-wit:

BEGINNING at the westerly 8-foot curb line of Antoinette Street at an elevation of 1027.53 feet; thence falling at the rate of 7.40% for a distance of 168.00 feet to a point of curve to an elevation of 1015.10 feet; thence falling by a concave parabolic curve having an apex elevation of 1013.25 feet for a distance of 50.00 feet to a point of tangent to an elevation of 1013.00 feet, said point of tangent being distant 210.00 feet west of the westerly line of Antoinette Street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 533.

## No. 27

**AN ORDINANCE**—Re-establishing the grade of Mayville Avenue, from LaMoine Street to Elmbank Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the southerly 8-foot curb line of Mayville Avenue, from LaMoine Street to Elmbank Street, be and the same is hereby re-established as follows, to-wit:

BEGINNING at the westerly line of LaMoine Street at an elevation of 1120.60 feet; thence rising and falling by a convex parabolic curve, which would have a total length of 150 feet and an apex elevation of 1122.86 feet, for a distance of 60.75 feet to a point of tangent to an elevation of 1119.41 feet; thence falling at the rate of 4.60% for a distance of 61.00 feet to a point of curve to an

elevation of 1116.60 feet; thence falling by a convex parabolic curve for a distance of 100.00 feet to a point of tangent to an elevation of 1108.45 feet; thence falling at the rate of 11.70% for a distance of 71.00 feet to a point of curve to an elevation of 1100.06 feet; thence falling and rising by a concave parabolic curve for a distance of 170.00 feet to a point of tangent to an elevation of 1097.26 feet; thence rising at the rate of 8.30% for a distance of 127.05 feet to a point of curve to an elevation of 1107.80 feet; thence rising by a convex parabolic curve for a distance of 90.00 feet to the center line of Elmbank Street to an elevation of 1111.92 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 534.

## No. 28

**AN ORDINANCE**—Fixing the width and position of the roadway and sidewalks, and re-establishing the grade of Windcrest Drive, from Amsterdam Street to a point 244.71 feet westwardly therefrom.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the width and position of the roadway and sidewalks, and the grade of the northerly curb line of Windcrest Drive, from Amsterdam Street to a point 244.71 feet westwardly therefrom, shall be and the same are hereby fixed and re-established as follows, to-wit:

The roadway shall have a uniform width of 24.00 feet, the center line of which shall coincide with the center line of the street.

The sidewalks shall have a uniform width of 8.00 feet and shall lie along and contiguous to the above described roadway.

The remaining portions of the street, lying without the lines of the roadway and sidewalks as above described, shall be used for sloping, landscaping, retaining walls and steps.

Section 2. The grade of the northerly curb line shall begin at the westerly 10-foot line of Amsterdam Street at an elevation of 1094.64 feet; thence falling at the rate of 2.00% for a distance of 4.00 feet to a point of curve to an elevation of 1094.56 feet; thence falling and rising by a concave parabolic curve having an apex elevation of 1094.10 feet for a distance of 46.00 feet to a point of reverse curve to an elevation of 1095.25 feet; thence rising by a convex parabolic curve having an apex elevation of 1097.25 feet for a distance of 80.00 feet to a point of tangent to an elevation of 1098.05 feet; thence rising at the rate of 2.00% for a distance of 124.71 feet to a point 244.71 feet west of the westerly line of Amsterdam Street to an elevation of 1100.54 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 534.

## No. 29

**AN ORDINANCE**—Vacating Forbush Way between Lydia Street and Shields Street.

Whereas, It appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on Forbush Way, between Lydia Street and Shields Street, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Forbush Way, between Lydia Street and Shields Street, as laid

out in the "Park Entrance Plan of Lots," of record in the Recorder's Office of Allegheny County in Plan Book Volume 14, Page 8, situate in said plan north of Lots No. 39 and 77, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 20, 1958.

Approved January 24, 1958.

Ordinance Book 61, Page 535.

## No. 30

**AN ORDINANCE**—Transferring the sum of \$275.34 from Code Account No. 1028, Salaries, Regular Employees, Traffic Court, to Code Account No. 1022, Salaries, Regular Employees, Magistrates, Office of the Mayor.

Whereas, A certificate of Emergency signed by the Mayor and the City Controller relating to this matter has been filed with Council, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$275.34 from Code Account No. 1028, Salaries, Regular Employees, Traffic Court, to Code Account No. 1022, Salaries, Regular Employees, Magistrates, Office of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 536.

## No. 31

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of R.

Munroe & Sons Manufacturing Corp. in the amount of \$2,000.00 for boiler repair work performed at the Kerotest Building, Liberty Avenue, Pittsburgh, Pa., for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of R. Munroe & Sons Manufacturing Corp., in the amount of \$2,000.00 for boiler repairs performed at the Kerotest Building, Liberty Avenue, Pittsburgh, Pa., for the Department of Lands and Buildings for the Benefit of the City of Pittsburgh without previous authority of law chargeable to and payable from Code Account No. 1364.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 536.

## No. 32

**AN ORDINANCE**—Providing for a contract or contracts for the repaving of Forbes Avenue, from Smithfield Street to Wood Street, and other work incidental thereto, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of Public Works and the Director of the Department of Water, shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the repaving of Forbes Avenue from Smithfield Street to Wood Street, and other work incidental thereto, and for the payment of the cost thereof, in accordance with the Laws and Ordinances

governing said City, in an amount not to exceed the total sum of Thirty-five Thousand (\$35,000.00) Dollars, of which \$3,500 is estimated for rehabilitation of water distribution facilities, chargeable to and payable from Code Account No. 1707, Rehabilitation and Reconditioning of Water System, Department of Water, and \$31,500 is estimated for the street repaving work, chargeable to and payable from Bond Fund No. 191.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 537.

## No. 33

**AN ORDINANCE**—Providing for a contract or contracts for the construction and reconstruction of sidewalks and curbs, and for the adjustment of structures within sidewalk areas in various locations in the City of Pittsburgh, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction and reconstruction of sidewalks and curbs and for the adjustment of structures within sidewalk areas in various locations in the City of Pittsburgh, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$10,000.00, chargeable to and payable from Code Account 1646, Concrete Sidewalks, Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 537.

## No. 34

**AN ORDINANCE**—Authorizing and directing the Mayor, the Director of the Department of Public Safety and the Director of the Department of Supplies, for and in behalf of the City of Pittsburgh, to advertise for proposals and to award and enter into a contract or contracts jointly with the County of Allegheny for the supply and installation of overhead traffic lane signals on the Liberty Bridge and its approaches and on the P. J. McArdle Roadway, the life of the improvements to exceed twenty (20) years, in accordance with the laws and ordinances governing the said City, in an amount not to exceed \$20,000.00, 20% of which shall be the City's share, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Public Safety and the Director of the Department of Supplies, for and in behalf of the City of Pittsburgh, be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts jointly with the County of Allegheny for the supply and installation of overhead traffic lane signals on the Liberty Bridge and its approaches and on the P. J. McArdle Roadway, the life of the improvements to exceed twenty (20) years, in accordance with the laws and ordinances governing the said City, in an amount not to exceed \$20,000.00, 20% of which shall be the City's share: namely \$4,000.00—\$1,500 to be charged to Bond Fund No. 187-27, purchase and installation of traffic equipment and \$2,500.00 to be charged to Bond Fund No. 187-48, supplying and installing traffic equipment.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 538.

## No. 35

**AN ORDINANCE**—Providing for a contract or contracts for rehabilitation and modernization of Aspinwall Pumping Station and appurtenances, Department of Water, and pertinent work thereto, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be, and they are hereby authorized and directed to advertise for proposals, award and enter into a contract, or contracts, for rehabilitation and modernization of Aspinwall Pumping Station and appurtenances, Department of Water, and pertinent work thereto, in an amount not exceeding \$900,000.00, payable from Bond Fund No. 193, General Public Improvement Bonds 1957.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 538.

## No. 36

**AN ORDINANCE**—Providing for a contract or contracts for a 48" gate valve installation and appurtenances at Highland Reservoir No. 1, Department of Water, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be, and they are hereby authorized and di-

rected to advertise for proposals, award and enter into a contract, or contracts for a 48" gate valve installation and appurtenances at Highland Reservoir No. 1, Department of Water, in an amount not exceeding \$10,000.00, payable from Code Account No. 1707—Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 539.

## No. 37

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Filtration Hose for the Division of Administration, Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Filtration Hose, for the Division of Administration, Department of Water, at a cost not to exceed the total sum of \$3,900, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1707, Rehabilitation and Reconditioning of Water System, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 539.

## No. 38

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Brass Couplings and Clips, for the Division of Administration, Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Brass Couplings and Clips, for the Division of Administration, Department of Water, at a cost not to exceed the total sum of \$1,050, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1707, Rehabilitation and Reconditioning of Water System, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 540.

## No. 39

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Division of Administration, Design and Construction, and

Filtration of the Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Office Equipment for the Divisions of Administration, Design and Construction, and Filtration of the Department of Water, at a cost not to exceed the total sum of \$1,130, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from the following Code Accounts:

Code Account No. 1706—Equipment (Administration) -----	\$ 255.00
Code Account No. 1716—Equipment (Design & Construction) -----	525.00
Code Account No. 1754—Equipment (Filtration) -----	350.00
	<hr/>
	\$1,130.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 540.

## No. 40

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of cable in the Bureau of Electricity, Department of Public Safety and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 7,000 feet of 5-pair cable in the Bureau of Electricity, Department of Public Safety, at a cost not to exceed \$2,200.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made an dprovided, the same to be payable from Code Account No. 1480, Cable Installation, Bureau of Electricity, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 541.

## No. 41

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Chemox Masks for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Chemox Masks for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total cost of \$3,500, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and pro-

vided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 541.

## No. 42

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Window Shades, and Installation, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Window Shades and Installation, for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$1,500, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 542.

## No. 43

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Shut-offs, Nozzles, and Increases for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Shut-offs, Nozzles, and Increases, for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$3,325, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 542.

## No. 44

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Hard Suctions, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to

advertise for proposals and to let a contract to, the lowest responsible bidder for the furnishing and delivery of Hard Suctions. for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$1,900, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1469, Fire Hose, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 543.

## No. 45

**AN ORDINANCE**—Transferring the sum of \$2,200.00 from Code Account No. 1471—Salaries, Regular Employees, Bureau of Electricity, to Code Account No. 1480—Cable Installation, Bureau of Electricity, both Code Accounts within the Department of Public Safety.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,200.00 from Code Account No. 1471—Salaries, Regular Employees, Bureau of Electricity, to Code Account No. 1480—Cable Installation, Bureau of Electricity, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 543.

## No. 46

**AN ORDINANCE** — Granting unto

Charles M. Morris, his successors or assigns, the right, privilege and authority to construct, maintain and use at his own cost and expense, a jib crane on the northerly wall of 356 Collins Avenue, over the southerly sidewalk area of Collins Avenue, 11th Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Charles M. Morris, his successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use, at his own cost and expense, a jib crane on the northerly wall of 356 Collins Avenue, over the southerly sidewalk area of Collins Avenue, 11th Ward, Pittsburgh, Pennsylvania.

The jib crane to be constructed by virtue of this Ordinance shall be 12" I Beam with center line bounded and described as follows: live load not to exceed 3 ton:

Beginning at a point 331'-0" west of the westerly line of Hoeweler Street and Collins Avenue, 17'-0" above curb grade, said jib crane to project over southerly sidewalk and portion of roadway of Collins Avenue, a distance not to exceed 18'-0"; when not in use jib crane to be swung back against wall of building.

The said jib crane shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-803 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of said construction, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the location and all details for the said construction, said plans and the said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and sub-



ordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged; repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months' written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Charles M. Morris, his successors or assigns, to that effect, and that the aid Grantee shall, when so notified at the expiration of the said six (6) months, forthwith remove said construction and replace the street to its original condition, at his own cost and expense.

Section 6. The said Grantee assumes all liability, if any, of the City of Pittsburgh, arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said Charles M. Morris, his successors or assign, shall file with the City Controller his certificate of acceptance of the provisions thereof, said certificate to be executed by the said

Charles M. Morris, his successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 543.

## No. 47

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Power Chipping Hammer with Chisel Blanks and Air Operated Sump Pump for the Division of Distribution, Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Power Chipping Hammer with Chisel Blanks and Air Operated Sump Pump for the Division of Distribution, Department of Water, at a cost not to exceed the total sum of \$2,500, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the Ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1788, Equipment and Machinery, Division of Distribution, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1958.

Approved January 30, 1958.

Ordinance Book 61, Page 545.

## No. 48

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Purchase Order Forms, for the Warehouse, Department of Supplies, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Purchase Order Forms for the Warehouse, Department of Supplies, at a cost not to exceed the total sum of \$797, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. S. T. F., Warehouse, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1958.

Approved February 6, 1958.

Ordinance Book 61, Page 545.

## No. 49

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Automatic Packer Type Refuse Units, complete with cab and chassis, less trade-ins, for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies

are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Automatic Packer Type Refuse Units complete with cab and chassis, less trade-ins, for the Bureau of Automotive Equipment, Department of Public Works, at a cost not to exceed the total sum of \$110,000, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the Ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1517-1, Automotive Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1958.

Approved February 6, 1958.

Ordinance Book 61, Page 546.

## No. 50

**AN ORDINANCE**—Exempting the following positions in the Department of City Planning, as created by Ordinance No. 491, approved December 30, 1957, from so much of the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, as require employees to have resided in the City of Pittsburgh for at least two years immediately prior to appointment, and authorizing the said department to employ persons who do not meet such requirement:

- (1) CHIEF PLANNER—General Office Section (14)
- (2) ASSOCIATE PLANNERS—Project Plans Section (20)

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the position of CHIEF PLANNER in the General Office Section, and the (2) positions of ASSOCIATE PLANNERS in the Project Plans Section, in the Department of City Planning, as

created by Ordinance No. 491, approved December 30, 1957, Sections 14 and 20 respectively, be and the same are hereby exempted from so much of the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, as require employees to have resided in the City of Pittsburgh for at least two (2) years immediately prior to appointment.

Section 2. That the Department of City Planning be and the same is hereby authorized to employ in the said positions of CHIEF PLANNER, and ASSOCIATE PLANNERS, persons who with the exception of the residence requirements above described, meet the qualifications for the position.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1958.

Approved February 6, 1958

Ordinance Book 61, Page 546.

## No. 51

**AN ORDINANCE**—Authorizing the issuance of a warrant in the amount of \$540.00 in favor of Ace Demolition, Inc., 406 Berger Building, Pittsburgh 19, Penna., for the demolition and removal of the 2½-story frame dwelling located at 213 LaBelle Street, 19th Ward, without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be authorized to issue and the City Controller to countersign a warrant in the amount of \$540.00 in favor of Ace Demolition, Inc., 406 Berger Building, Pittsburgh 19, Pa., for the demolition and removal of the 2½-story frame dwelling located at 213 La Belle Street, 19th Ward, without previous authority of law, charged to and payable from Code Account No. 1482, Demolition of Condemned Buildings, Bureau of Building Inspection, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1958.

Approved February 6, 1958.

Ordinance Book 61, Page 547.

## No. 52

**AN ORDINANCE**—Supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Section 2 and Section 3 of Ordinance No. 335, entitled "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented shall be and the same is hereby further amended and supplemented by adding to and deleting from various paragraphs of Section 2 and Section 3 as follows:

Section 2. That paragraph (NP) of Section 2 of said Ordinance which paragraph (NP) has the following heading:

"(NP) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, including Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

**NO PARKING  
ANY TIME**

**SALINE STREET, from Lilac Street to  
Monitor Street, east side.**

CASTLEGATE AVENUE, from Berkshire Avenue to Woodbourne Avenue, west-erly side.

STADIUM ROAD, from Allequippa Street to University Drive, southerly side.

ROCHELLE STREET, from Knox Ave-nue to Grimes Avenue, north side.

ITIN STREET, from Diana Street to Rhine Street, southerly side.

JONCAIRE STREET, from Boundary Street to Bouquet Street, north side.

SANDUSKY STREET, between East Ohio Street and Stockton Avenue, both sides.

DeFOE STREET, from Hemphill Street to Perrysville Avenue, south side.

ARNON STREET, from Valera Street to Almont Street, northerly side.

FABYAN STREET, from Lappe Lane to East Lane, south side.

LEY STREET, from Lowrie Street to Ri-alto Street, southerly side, and from Sundeman Street to Rialto Street, northerly side.

LOWRIE STREET, from Troy Hill Road to DeHaven Street, southerly side.

ELMORE STREET, from Wylie Avenue to Webster Avenue, easterly side.

and that paragraph (NP) shall be and the same is hereby further amended by deleting therefrom the following:

**NO PARKING  
ANY TIME**

LOWRIE STREET, from Ley Street to DeHaven Street, northerly side.

Section 3. That paragraph (NPW) of Section 2 of said Ordinance, which para-graph (NPW) has the following heading:

"(NPW Upon the following streets or portions of streets no driver of a ve-hicle shall permit it to remain stand-ing for a longer time than is neces-sary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, except Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

**NO PARKING  
ANY TIME  
Except Sunday**

FEDERAL STREET, from Lafayette Street to Perrysville Avenue, east side.

Section 4. That paragraph (LPW) of Section 2 of said Ordinance, which para-graph (LPW) has the following heading:

"(LPW) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than speci-fied between the designated hours as indicated."

shall be and the same is hereby fur-ther supplemented by adding at the end thereof the following:

**TWO-HOUR PARKING  
8:00 A. M. to 6:00 P. M.  
Except Sunday**

CRAFT AVENUE, from Boulevard of the Allies to Hamlet Street, easterly side.

**ONE-HOUR PARKING  
8:00 A. M. to 6:00 P. M.  
Except Sunday**

FIFTH AVENUE, from Bouquet Street to Bellefield Avenue, southerly side, and from Bigelow Boulevard to Bou-quet Street, northerly side.

**ONE-HOUR PARKING  
9:30 A. M. to 4:30 P. M.  
Except Sunday**

WESTERN AVENUE, from Manhattan Street to Fulton Street, southerly side.

W. NORTH AVENUE, from Sandusky Street to Federal Street, north side.

BAUM BOULEVARD, between Melwood Street and Whitfield Street, both sides

and that paragraph (LPW) of said Or-dinance shall be and the same is here-by further amended by deleting there-from the following:

**ONE-HOUR PARKING  
8:00 A. M. to 6:00 P. M.  
Except Sunday**

FRANKSTOWN AVENUE, from Home-wood Avenue to Sterrett Street, south side.

Section 5. That paragraph (NPXW) of Section 2 of said Ordinance, which para-graph (NPXW) has the following head-ing:

"(NPXW) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain stand-ing for a longer time than is necessary to receive or discharge persons or de-liver or load merchandise then in readiness for immediate removal; this regulation to be in effect during the designated hours, as specified."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

NO PARKING  
8:00 to 9:30 A. M.  
and  
4:30 to 6:00 P. M.  
Except Sunday

W. NORTH AVENUE, from Federal Street to Reddour Street, north side, and from Sandusky Street to Federal Street, north side.

NO PARKING  
7:30 to 9:30 A. M.  
and  
4:30 to 6:00 P. M.

WESTERN AVENUE, from Manhattan Street to Fulton Street, southerly side.

BAUM BOULEVARD, between Melwood Street and Whitfield Street, both sides.

NO PARKING  
4:30 P. M. to 6:00 P. M.  
Except Sunday

CEDAR AVENUE, from Avery Street to East Ohio Street, east side.

TOW AWAY ZONE  
MONDAY & THURSDAY  
8:00 A. M. to 10:00 P. M.  
TUESDAY, WEDNESDAY, FRIDAY,  
SATURDAY  
8:00 A. M. to 6:30 P. M.

PENN AVENUE, from Seventh Street to Stanwix Street, south side.

STANWIX STREET, from Penn Avenue to Fort Duquesne Boulevard, easterly side.

Section 6. That paragraph (OW) of Section 2 of said Ordinance, which paragraph (OW) has the following heading:

"(OW) The following streets or portions of streets are Class C streets upon which traffic will be permitted in only one direction as indicated."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

#### ONE-WAY TRAFFIC MOVEMENT

MULFORD STREET, from Oakwood Street to Hamilton Avenue, south-bound.

MCDOWELL STREET, from Brighton Road to Woodland Avenue, south-bound.

and that paragraph (OW) of said Ordinance shall be and the same is hereby

further amended by deleting therefrom the following:

WABASH AVENUE, between Steuben Street and South Main Street.

Section 7. That paragraph (NTX) of Section 3 of said Ordinance, which paragraph (NTX) has the following heading:

"(NTX) Traffic is hereby prohibited from making the following turns; this regulation to be in effect during the specified time."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

NO LEFT TURN  
4:00 to 6:00 P. M.  
Except Sunday

From the south on Smithfield Street to the west on Oliver Avenue.

NO LEFT TURN  
7:00 A. M. to 10:00 A. M.  
and

3:00 P. M. to 6:00 P. M.  
Including Sunday

From the east on Forbes Street to the south on the Liberty Bridge Approach.

NO LEFT TURN  
7:00 A. M. to 7:00 P. M.  
Including Sunday

From the Point Bridge onto the Manchester Bridge.

NO RIGHT TURN  
4:00 to 6:00 P. M.  
Except Sunday

From the east on Oliver Avenue to the north on Smithfield St.

and that paragraph (NTX) shall be and the same is hereby further amended by deleting therefrom the following:

NO RIGHT TURN  
8:00 A. M. to 10:00 P. M.  
Except Sunday

From the north on Wood Street to the west on Fifth Avenue.

Section 8. That paragraph (Sp) of Section 3 of said Ordinance, which paragraph (Sp) has the following heading:

"(Sp) The maximum speed limit on the following streets or portions of streets shall be as specified, except at those locations otherwise restricted by the State Vehicle Code to lower maximum speeds."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

#### 35-MILE SPEED LIMIT

EAST OHIO STREET, between Troy Hill Road and the City Line at Millvale Borough.

Section 9. That paragraph (NSW) of Section 2 of said Ordinance, which paragraph (NSW) has the following headings:

"(NSW) Upon the following streets or portions of streets, no stoppage of any vehicle shall be permitted during the specified periods, except passenger vehicles stopping to discharge or to pickup passengers then in readiness at the curb."

shall be and the same is hereby further amended by deleting therefrom the following:

#### NO STOPPING

8:00 to 9:00 A. M. & 4:00 to 6:00 P. M.

Except Sunday

FIFTH AVENUE, between Bouquet Street and Bellefield Avenue, both sides.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1958.

Approved February 6, 1958.

Ordinance Book 61, Page 547.

## No. 53

**AN ORDINANCE**—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement with the Pennsylvania Railroad Company for the reconstruction and relocation of a public sewer by the City under the tracks of the Brilliant Branch of the Pittsburgh Region of the Pennsylvania Railroad Company.

Whereas, Ordinance No. 444, approved November 19, 1956, provided for a contract for the reconstruction and relocation of a public sewer on Arbor Way from the existing sewer at the northwest terminus of Arbor Way across the

private property of the Pennsylvania Railroad Company and on the property of the City of Pittsburgh to the existing sewer on Washington Boulevard;

Whereas, the Pennsylvania Railroad Company has consented to the reconstruction of the said sewer under its property; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an Agreement with the Pennsylvania Railroad Company for the reconstruction and relocation of a public sewer by the City under the tracks of the Brilliant Branch of the Pittsburgh Region of the Pennsylvania Railroad Company, the Agreement to be in substantially the following form:

THIS AGREEMENT, made this-----

day of -----, 1958,  
between THE PENNSYLVANIA RAILROAD COMPANY, hereinafter called the "Railroad Company,"

and

the CITY OF PITTSBURGH, a municipal corporation existing in Allegheny County, Pennsylvania, hereinafter called the "City," as second party.

#### WITNESSETH:

That the Railroad Company, in consideration of the covenants and conditions hereinafter stated on the part of the City, hereby consents to the construction, installation, maintenance, repair, renewal, operation, use and ultimate removal by the City, at its sole cost and expense, of a 21-inch combination sewer line, 492 feet in length, including two manhole structures, hereinafter called the "sewer line," occupying and crossing the property and under the tracks of the Brilliant Branch of the Pittsburgh Region of the Railroad Company between Valuation Stations 77+16 feet and 81+34 feet, in the City of Pittsburgh, Allegheny County, Pennsylvania, as shown on print of plan prepared by the Bureau of Engineering of the City's Department of Public Works, attached hereto and made a part hereof as Exhibit "A," but under and subject to the conditions and obligations

hereinafter mentioned which are accepted and agreed to as covenants by the City:

1. All materials and all work herein contemplated shall be furnished and performed by and at the sole cost and expense of the City and at such time and in such manner as shall be approved by the Regional Engineer of the Railroad Company; or the Railroad Company may, at its option, from time to time in case of emergency, furnish and provide such materials and do and perform such work or any part thereof.

2. The City at its sole expense and without disturbing or endangering the tracks of the Railroad Company, and in a manner approved by the Regional Engineer of the Railroad Company, shall construct, install and at all times maintain, repair and renew said sewer line. In the event that any defect shall appear in said sewer line, the City shall, upon notice in writing from the Railroad Company requiring it so to do, promptly maintain, repair or renew the whole or any part thereof. If the City shall fail to maintain, repair or renew the whole or any part of the said sewer line within a reasonable period, after due notification by the Railroad Company, or in cases of emergency which require immediate measures to protect and safeguard the property of the Railroad Company, its traffic, employees and patrons, the Railroad Company may, without prior notice to the City, provide the necessary materials for, and do and perform any maintenance, repair and renewal of said sewer line and the entire cost and expense thereof shall promptly be paid by the City on bill rendered by the Railroad Company.

3. In the event the Railroad Company shall be required or may desire at any time, or from time to time, to change the grade or location of any of its tracks or facilities, or to remove, construct or add to any of its tracks or facilities, or to remove, construct or add to any of its tracks or facilities upon land now or hereafter owned or used by the Railroad Company, then the City shall, without cost or expense to the Railroad Company, and within One Hundred Twenty (120) days after service of notice in writing requiring it so to do, make such adjustments or relocations in

its sewer line as may in the opinion of the Railroad Company be necessary and adequate. If relocation of said sewer line shall become necessary, an appropriate easement therefor shall be granted by the Railroad Company and the City shall thereupon release its rights to the easement granted herein.

4. The City hereby releases and waives all right or alleged right to ask for or demand damages from the Railroad Company for injury to or destruction of all property and equipment used in the construction, installation, maintenance, repair, renewal or removal of the said sewer line, and for injury to or destruction of said sewer line, including loss of service thereof, and whether attributable to the fault, failure or negligence of the Railroad Company, or otherwise, and the City hereby covenants and agrees to protect and save harmless the Railroad Company, its servants and employees from and against all loss, cost, damage and expense, and claims and demands therefor, caused by or attributable to the presence, location, construction, installation, maintenance, repair, renewal, use or removal of the said sewer line or injury or damage caused thereto or thereby, and whether to the property of the Railroad Company or to property in its possession, control or custody, to its employees, patrons or licensees, to the employees, patrons, contractors or licensees of the City, or to the persons or property of others who may seek to hold the Railroad Company liable therefor, and whether attributable to the fault, failure or negligence of the Railroad Company or otherwise.

5. The permission and license hereby granted shall be the personal privilege of the City and no assignment or transfer thereof shall be made, or other use be permitted than as herein stated, without the consent and agreement in writing of the Railroad Company being first had and obtained.

6. The City hereby agrees to pay or cause to be paid to the Railroad Company the cost of supervision, protection and inspection (including flagmen), which, in the judgment of the Railroad Company is necessary during the construction, installation, maintenance, repair, renewal or removal of said sewer line, upon bill rendered.

7. In the event that the Railroad Company shall furnish any materials for or do or perform any work of construction, installation, supervision, inspection, protection, (including flagmen), maintenance, repair, renewal or removal of the said sewer line, then the City shall promptly refund to the Railroad Company the entire cost and expense thereof plus fifteen percentum (15%) of the invoice cost of materials and ten percentum (10%) of labor charges for overhead, and in addition thereto, current vacation percentages, paid holidays, health and welfare benefits and all taxes paid or accrued by the Railroad Company upon wages of its employees engaged in such work for Railroad Retirement Fund, Railroad Unemployment Insurance and any other Social Security taxes paid or accrued on such wages by the Railroad Company.

8. The City shall provide and furnish to the Railroad Company, free of cost, two certified copies of the ordinance authorizing the execution of this agreement.

9. As a part of the consideration and inducement moving from the City to the Railroad Company for the consent by the Railroad Co., the City hereby covenants and agrees that no assessment of benefits or taxes of any character shall be levied or assessed against the Railroad Company or any of its property, or any property in its possession, control or custody, for the said sewer line and in the event of said Railroad Company or its property as aforesaid, being so assessed or liable for such benefits, the City agrees to pay the same promptly and protect and save harmless the Railroad Company therefrom; provided that the foregoing provision shall not prevent the City from charging the Railroad Company for any use of said sewer line by the Railroad Company or exempt the Railroad Company from payment of any charges for such use.

10. This agreement shall take effect at the expiration of thirty (30) days from the date when a copy thereof shall be filed in the Office of the Secretary of the Pennsylvania Public Utility Commission, Harrisburg, Pennsylvania; provided that, if the said Commission shall, prior to the expiration of such period, institute a proceeding affecting its validity under the provisions of Section

911 of the Public Utility Law, this contract shall only become effective upon the approval thereof by the said Commission.

11. The City agrees that the Railroad Company shall have the right to establish, without charge, two separate connections with said sewer line for the purpose of effecting drainage of surface waters collected upon lands now owned or used by the Railroad Company in the vicinity of said sewer line. The location of said connections shall be subject to the approval of the City's Director of Public Works.

12. This agreement shall be terminable upon mutual consent of the parties hereto provided that this agreement may be terminated by the Railroad Company upon the violation of the provisions of Paragraph 3 of this agreement by the City; and upon termination of this agreement, whether by mutual consent or otherwise, the City shall either take up and remove said sewer line from the property and right of way of the Railroad Company or fill and seal off the portion of said sewer line located in the property and right of way of the Railroad Company, and thereafter the right of way and property of the Railroad Company shall be restored to a neat, clean and safe condition.

This agreement on the part of the City is executed pursuant to Ordinance No. -----, approved-----.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed in duplicate, by their duly authorized officers, the day and year first above written.

CITY OF PITTSBURGH

By: -----  
Mayor.

By: -----  
Director, Department of  
Public Works.

ATTEST:

-----  
-----

THE PENNSYLVANIA  
RAILROAD COMPANY

By: -----



WITNESS:

Examined By: \_\_\_\_\_  
Assistant City Solicitor

Approved as to Form: \_\_\_\_\_  
City Solicitor

Countersigned: \_\_\_\_\_  
City Controller

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1958.

Approved February 6, 1958.

Ordinance Book 61, Page 551.

## No. 54

**AN ORDINANCE**—Authorizing and directing the construction of a public sanitary sewer on Brinwood Avenue, the private properties of Lawrence P. and Marie B. Bogacki, F. A. and E. M. Burksoze, Charles and Natalie Sachko, and a private right-of-way dedicated for street car or other transportation purposes in the Bughman No. 1 plan of lots from a point about 335 feet north of Custer Avenue to the existing 8" sanitary sewer on Custer Avenue at Hopeland Street; with a branch sewer on Brinwood Avenue from a point 125 feet west of Cathell Street westwardly a distance of about 150 feet to the proposed sewer on Brinwood Avenue; with a branch sewer on the private properties of Robert W. and Wanda M. Grosz, Vincent and Chester Sroczynski and Morris W. and Rose M. Pook, from a point on the dividing line between lots 151 and 152 in the Bughman Plan No. 1 plan of lots westwardly to the proposed sewer on the private property of Lawrence P. and Marie B. Bogacki, 29th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a public sanitary sewer on Brinwood Avenue, the private properties of Lawrence P. and Marie B. Bogacki, F. A. and E. M. Burksoze, Charles and Natalie Sachko, and a private right-of-way dedicated for street car or other transportation purposes in the Bughman Plan No. 1 plan of lots from a point about 335 feet north of Custer Avenue to the existing 8-inch sanitary sewer on Custer Avenue at Hopeland Street; with a branch sewer on Brinwood Avenue from a point 125 feet west of Cathell Street westwardly a distance of about 150 feet to the proposed sewer on Brinwood Avenue; with a branch sewer on the private properties of Robert W. and Wanda M. Grosz, Vincent and Chester Sroczynski and Morris W. and Rose M. Pook, from a point on the dividing line between lots 151 and 152 in the Bughman Plan No. 1 plan of lots westwardly to the proposed sewer on the private property of Lawrence P. and Marie E. Bogacki, 29th Ward.

Commencing from a point on Brinwood Avenue about 330.0 feet north of Custer Avenue; thence continuing along Brinwood Avenue northwardly about 240.0 feet; thence northwestwardly about 125.0 feet to a point on the private property of Lawrence P. and Marie B. Bogacki; thence southwardly across the private properties of Lawrence P. and Marie B. Bogacki, F. A. and E. M. Burksoze and Charles and Natalie Sachko to a point on the 25.0 foot private right-of-way; thence southwardly along the 25.0 foot private right-of-way dedicated for street car or other transportation purposes to the existing sanitary sewer on Custer Avenue at Hopeland Street; with a branch sewer on Brinwood Avenue, from a point on Brinwood Avenue about 125.0 feet west of Cathell Street; thence along Brinwood Avenue westwardly about 150.0 feet to the proposed sewer on Brinwood Avenue. Also a branch sewer from a point on the dividing line between lots 151 and 152 in the Bughman Plan No. 1 plan of lots; thence westwardly across the private properties of Robert W. and Wanda M. Grosz, Vincent and Chester Sroczynski and Morris W. and Rose M. Pook to the sewer on the private property of Lawrence P. and Marie B. Bogacki, 29th Ward.

Section 2. The Mayor and the Director of the Department of Public Works

are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of EIGHTEEN THOUSAND (\$18,000.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed

against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance. With special reference to Ordinance No. 525, Series of 1956.

Passed February 3, 1958.

Approved February 6, 1958.

Ordinance Book 61, Page 554.

## No. 55

**AN ORDINANCE**—Carrying over balances or portions thereof remaining in certain code accounts for the year 1957 to the same code accounts for the year 1958.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That balances in code accounts to be carried over from year 1957 to year 1958.

### BALANCES IN CODE ACCOUNTS TO BE CARRIED OVER FROM YEAR 1957 TO YEAR 1958

Code Account Number	Title of Appropriation	Encumbered	Unencumbered
1	Interest on Loans -----	\$ -----	\$179,461.19
42	Contingent Fund -----	20,207.06	-----
42-5	Air Raid Sirens -----	1,600.00	-----
42-7	Station "WQED" Educational Television Program -----	2,995.36	-----
42-8	Former Department of Public Health -----	11,551.44	-----
57	Social Security -----	-----	612,000.00
58-1	Municipal Pension Fund—Health Department -----	-----	361,864.38
97-10	Celebrations—Federation of War Veterans Society -----	-----	2,500.00
<b>OFFICE OF CIVILIAN DEFENSE</b>			
99	Miscellaneous Services -----	\$ 66.00	\$ -----
99-1	Equipment -----	3,000.00	-----
<b>CITY CLERK'S OFFICE</b>			
1004	Newspaper Advertising -----	\$ -----	\$ 4,742.66
1005	Supplies -----	288.00	-----
1005-2	Printing Municipal Record -----	9,480.00	-----
<b>MAYOR'S OFFICE</b>			
1018	Supplies -----	\$ 42.00	\$ -----
1020	Equipment -----	48.00	-----
<b>TRAFFIC COURT</b>			
1031	Supplies -----	\$ 127.00	\$ -----
1033	Equipment -----	660.00	-----

Code Account Number	Title of Appropriation	Encumbered	Unencumbered
COMMISSION ON HUMAN RELATIONS			
1036	Supplies -----	\$ 119.00	\$ -----
1037	Equipment -----	161.00	-----
DEPARTMENT OF ICTY CONTROLLER			
1048	Miscellaneous Services -----	\$ -----	\$ 450.08
1049	Supplies -----	480.00	1,560.49
1049-1	Materials -----	-----	777.16
1050	Repairs -----	-----	243.00
1051	Equipment -----	1,681.00	1,933.13
1052	Inspection -----	-----	031.64
SINKING FUND COMMISSION			
1058	Sinking Fund -----	\$ -----	\$ 83.96
DEPARTMENT OF CITY TREASURER			
1064	Supplies -----	\$ 6,164.00	\$ -----
1066	Equipment -----	935.00	-----
DEPARTMENT OF LAW			
1078	Supplies -----	\$ 121.00	\$ -----
1079	Equipment -----	176.00	-----
CIVIL SERVICE COMMISSION			
1100	Miscellaneous Services -----	\$ -----	\$ 1,000.00
1101	Supplies -----	36.00	-----
DEPARTMENT OF CITY PLANNING			
1104	Supplies -----	\$ 174.00	\$ 4,000.00
DEPARTMENT OF SUPPLIES General Office			
1129	Supplies -----	\$ 6.00	\$ -----
BUREAU OF TESTS			
1135-1	Utilities -----	\$ 554.86	\$ -----
1138	Equipment and Machinery -----	2,203.00	-----
DEPARTMENT OF LANDS AND BUILDINGS Bureau of Accounts and Administration			
1362	Supplies -----	\$ 1,028.00	\$ -----
1362-1	Coal, Coke, Gas and Steam -----	4,249.74	-----
1362-2	Electric Current -----	14,423.85	-----
1363	Materials -----	820.00	-----
1363-1	Plumbing Work—Watchman's Building—Hets Run-----	3,000.00	-----
1363-2	Plumbing Work—Auto Pound -----	1,800.00	-----
1364	Repairs -----	20,918.82	-----
1365	Equipment -----	4,880.00	-----
1365-1	Rehabilitation—Carnegie Library of North Side-----	16,000.00	-----
MUNICIPAL HOSPITAL			
1370	Coal and Gas -----	\$ 1,085.00	\$ -----
1371	Electric Current -----	3,284.54	-----
DEPARTMENT OF PUBLIC SAFETY General Office			
1404	Supplies -----	\$ 48.00	\$ -----
DIVISION OF TRAFFIC INFORMATION			
1415	Adult Traffic Education -----	\$ 104.00	\$ 700.00
1416	Child Safety Activities -----	468.00	424.00

Code Account Number	Title of Appropriation	Encumbered	Unencumbered
<b>MEDICAL DIVISION</b>			
1420	Supplies -----	\$ 225.00	\$ -----
1422	Equipment -----	800.00	-----
<b>BUREAU OF POLICE</b>			
1449	Supplies -----	\$ 207.00	\$ -----
1449-1	Supplies and Equipment—Tarket Practice -----	85.00	-----
1451	Repairs -----	-----	66.32
1452	Equipment and Machinery -----	265.00	-----
1452-1	Radio Improvement -----	8,465.00	-----
<b>DIVISION OF TOWING AND IMPOUNDING</b>			
1459	Supplies -----	\$ 14.00	\$ -----
<b>BUREAU OF FIRE</b>			
1468	Equipment -----	\$ 12,708.00	\$ -----
1469	Fire Hose -----	1,025.00	-----
<b>BUREAU OF ELECTRICITY</b>			
1474	Supplies -----	\$ 34.00	\$ -----
1475	Materials -----	174.00	-----
1480	Cable Installation -----	2,326.00	-----
<b>BUREAU OF BUILDING INSPECTION</b>			
1485	Printing of Building Codes and Placards -----	-----	\$ 2,936.60
<b>BUREAU OF TRAFFIC PLANNING</b>			
1490	Miscellaneous Services -----	\$ 863.00	\$ -----
1493	Supplies -----	10,105.28	-----
1494	Materials -----	816.00	8,000.00
1496	Equipment -----	6,488.00	-----
<b>DEPARTMENT OF PUBLIC WORKS</b>			
<b>Director's Office</b>			
1502	Miscellaneous Services -----	-----	\$ 181.00
1505	Equipment -----	914.00	-----
1506	Street Lighting -----	2,868.90	-----
1507	Liquid Fuels Tax Program -----	365,634.57	44,161.02
1508	Distribution of Surplus Food -----	-----	400.00
<b>BUREAU OF AUTOMOTIVE EQUIPMENT</b>			
1514	Supplies -----	\$ 75.00	\$ -----
1514-2	Oils and Greases -----	-----	723.00
1514-3	Electric Current -----	1,126.17	-----
1514-4	Natural Gas -----	3,579.31	-----
1515-1	Automotive Parts -----	1,142.00	800.00
1515-2	Tires, Tubes and Chains -----	4,294.00	-----
1517	Equipment -----	365.00	-----
1517-1	Motorized Equipment -----	111,461.00	-----
<b>BUREAU OF ENGINEERING</b>			
<b>General Office</b>			
1605	Supplies -----	\$ 91.00	\$ -----
<b>DIVISION OF YARDS</b>			
1615	Supplies -----	\$ 5,288.87	\$ -----
<b>CLEANING HIGHWAYS</b>			
1625	Miscellaneous Services -----	-----	\$ 1,290.00
1629	Equipment -----	944.00	-----

Code Account Number	Title of Appropriation	Encumbered	Unencumbered
<b>CLEANING AND REPAIRING SEWERS AND SEWER DROPS</b>			
1641	Materials	\$ 250.00	\$ -----
1641-1	Equipment	3,114.00	-----
<b>ASPHALT PLANT</b>			
1655-4	Supplies	\$ 116.77	\$ -----
<b>DIVISION OF BRIDGES AND STRUCTURES</b>			
Maintenance			
1659	Supplies	\$ 296.97	\$ -----
1660	Materials	465.00	-----
<b>BRIDGE REPAINTING</b>			
1665	Supplies	\$ 727.53	\$ -----
<b>BUREAU OF REFUSE</b>			
General Office			
1672	Supplies	\$ 1.00	\$ -----
<b>DIVISION OF COLLECTION AND DISPOSITION</b>			
1678	Supplies	\$ 1,826.00	\$ -----
<b>DIVISION OF INCINERATION</b>			
1687-1	Disposal of Ash	\$ 5,533.18	\$ -----
1688	Supplies	74.00	-----
1688-1	Gas and Coal	2,055.76	
1688-2	Electric Current	6,123.68	
1689	Materials	2,899.00	4,000.00
1690	Repairs	3,386.26	
1691-1	Materials and Equipment for Cranes	1,682.00	2,500.00
<b>DEPARTMENT OF PARKS AND RECREATION</b>			
Bureau of Administration			
General Office			
1801	Miscellaneous Services	\$ 6,000.00	\$ -----
1802	Supplies	2,866.00	
1802-1	Christmas Display	1,200.00	
1803	Gas and Electric	34,399.58	
1804	Steam	11,313.50	
1806	Materials	588.00	
1808	Equipment	503.00	
<b>HIGHLAND PARK ZOO</b>			
1814	Provisions for Animals	\$ 211.00	\$ -----
<b>WEED CONTROL PROGRAM</b>			
1815	Weed Control	\$ 550.00	
<b>POINT STATE PARK</b>			
1829	Miscellaneous Services, Supplies Materials, Repairs and Equipment	\$ 57.00	\$ -----
<b>BUREAU OF RECREATIONAL ACTIVITIES</b>			
1833	Concerts	\$ 975.00	\$ -----
Total—General Fund		\$816,368.43	\$1,264,591.27

Code Account Number	Title of Appropriation	Encumbered	Unencumbered
<b>DEPARTMENT OF WATER</b>			
Administration Division			
1702	Water Rents -----	\$ 5,725.69	\$
1706	Equipment -----	20.00	
1706-1	Automotive Equipment -----	6,898.00	
1707	Rehabilitation and Reconditioning of Water System--	754,849.17	15,463.10
<b>DESIGN AND CONSTRUCTION DIVISION</b>			
1713	Supplies -----	\$ 79.00	\$
1716	Equipment -----	9.00	
<b>FILTRATION DIVISION</b>			
1751	Supplies -----	\$ 12,947.24	\$
1752	Materials -----	269.00	
1754	Equipment -----	1,913.00	
<b>MECHANICAL DIVISION</b>			
1769	Gas—Natural -----	\$ 2,651.80	\$
1770	Electric Current -----	41,422.39	
1771	Supplies -----	751.00	
1772	Materials -----	4,893.00	
1774	Equipment -----	126.00	
<b>DISTRIBUTION DIVISION</b>			
1783	Miscellaneous Services -----	\$ 9,855.64	\$
1784	Supplies -----	2,209.41	
1785	Materials -----	626.00	
1788	Equipment and Machinery -----	190.00	
1789	Meter Repair Parts -----	1,191.00	
Total—Department of Water -----		\$846,626.34	\$ 15,463.10

#### SUMMARY

	Encumbered	Unencumbered	Total
General Fund -----	\$ 816,368.43	\$1,264,591.27	\$2,080,959.70
Department of Water -----	\$ 846,626.34	\$ 15,463.10	\$ 862,089.44

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 555.

## No. 56

**AN ORDINANCE**—Authorizing the issuance of a Warrant in favor of John F. Casey Company for \$1, 575.00 in payment for the City of Pittsburgh's share of the cost of Railroad Crossing Improvement Work between Asplnwall and Ross Pumping Stations, Valuation Station 3797+19', for the benefit of the City without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and is hereby authorized and directed to issue and the City Controller to countersign, a Warrant in favor of John F. Casey Company for \$1,575.00 in payment for performed by the Pennsylvania Railroad Railroad Crossing Improvement Work for the benefit of the City without previous authority of law, and charge to

Code Account No. 1707, Rehabilitation and reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 560.

## No. 57

**AN ORDINANCE**—Providing for a contract for a pitometer water waste survey of portions of the distribution system of the Department of Water and for other engineering studies of the distribution system and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be and they are hereby authorized to enter into a contract with the Pitometer Associates, Engineers, New York City, New York, for the purpose of providing a contract for a pitometer water waste survey of portions of the distribution system of the Department of Water and for other engineering studies of the distribution system, in an amount not exceeding \$18,000.00, chargeable to Code Account No. 1783. The Contract shall be entered into in accordance with the laws and ordinances governing the City of Pittsburgh, and subject to the approval of the City Solicitor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 560.

## No. 58

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Pneumatic Pipe Saw and Case for the Division of Distribution, Department of Water and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Pneumatic Pipe Saw and Case for the Division of Distribution, Department of Water, at a cost not to exceed the total sum of \$4,400, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto, and the Ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1707, Rehabilitation and Reconditioning of Water Systems, Division of Distribution, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 561.

## No. 59

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with the Construction of a Parklet and Play Facilities at Wabash Playground, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract or contracts, on behalf of the City of Pittsburgh, with a Landscape Architect or Landscape Architects for the Landscape Architectural Services including the necessary conferences, survey work, preliminary studies, the preparation of working drawings, specifications and supervision in conjunction with the Construction of a Parklet and Play Facilities at Wabash Playground; compensation to the said Landscape Architect or Landscape Architects shall in no event exceed rates allowed for this type of work by the American Society of Landscape Architects; and the total fee payable to the Landscape Architect or Landscape Architects is not to exceed the sum of \$2,675.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 561.

## No. 60

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with the Construction of a Ballfield and related Facilities at Marmaduke Playground, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract or contracts, on behalf of the

City of Pittsburgh, with a Landscape Architect or Landscape Architects for the Landscape Architectural Services including the necessary conferences, survey work, preliminary studies, the preparation of working drawings, specifications and supervision in conjunction with the Construction of a Ballfield and related Facilities at Marmaduke Playground; compensation to the said Landscape Architect or Landscape Architects shall in no event exceed rates allowed for this type of work by the American Society of Landscape Architects; and the total fee payable to the Landscape Architects or Landscape Architects is not to exceed the sum of \$4,450.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 562.

## No. 61

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural Services in conjunction with Installation of Planting on the existing hillside at Paulson Playground, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract or contracts, on behalf of the City of Pittsburgh, with a Landscape Architect or Landscape Architects for the Landscape Architectural Services including the necessary conferences, survey work, preliminary studies, the preparation of working drawings, specifications and supervision in conjunction with Installation of Planting on the ex-



isting hillside at Paulson Playground; compensation to the said Landscape Architect or Landscape Architects shall in no event exceed rates allowed for this type of work by the American Society of Landscape Architects; and the total fee payable to the Landscape Architect or Landscape Architects is not to exceed the sum of \$1,350.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 562.

## No. 62

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for Landscape Architectural and Architectural Services in conjunction with the Construction of a Viewing Platform and Related Facilities at Rue Grande Vue overlooking downtown Pittsburgh in the Elliott section of the City, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with a Landscape Architect or Landscape Architects for Landscape Architectural and Architectural Services, including all necessary survey work, preparation of preliminary studies, the required consultations with a local Architect, the necessary consultations with the Department of Parks and Recreation and other related Departments, working drawings and specifications, and the required supervision, in conjunction with the construction of a Viewing Platform and related Facilities at Rue

Grande Vue overlooking downtown Pittsburgh in the Elliott section of the City, the total fee payable to the Landscape Architect or Landscape Architects is not to exceed \$3,115.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 563.

## No. 63

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Dictating and Transcribing Equipment, for the Department of Law, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Dictating and Transcribing Equipment, for the Department of Law, at a cost not to exceed the total sum of \$695, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1079, Equipment, Department of Law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 564.

## No. 64

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Tabulating Cards, Cabinets, Desks, Trays, and Marking Blocks for the Department of City Treasurer, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Tabulating Cards, Cabinets, Desks, Trays, and Marking Blocks for the Department of City Treasurer, at a cost not to exceed the total sum of \$1,700, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1066, Equipment, City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 564.

## No. 65

**AN ORDINANCE** — Authorizing the proper officers of the City of Pittsburgh to purchase from Madge E. Kyle and Thomas G. Kyle, her husband, certain property situate in the Twentieth Ward of the City of Pittsburgh, Pennsylvania, for park and recreation purposes, and providing for the payment of the same.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the proper officers of the City of Pittsburgh shall be and they are hereby authorized and directed to purchase from Madge E. Kyle and Thomas C. Kyle, her husband, property in the Twentieth Ward of the City of Pittsburgh, Pennsylvania, more fully bounded and described as follows, to wit:

ALL that certain lot or piece of ground situate in the Twentieth Ward of the City of Pittsburgh (formerly Borough of Sheraden), County of Allegheny and Commonwealth of Pennsylvania, being Lot Numbered Twenty-three (23) in Plan of Fourth Addition to Sheraden, as recorded in the Recorder's Office of said Allegheny County, in Plan Book Volume 8, page 1, and being bounded and described as follows, to-wit:

BEGINNING at the Northwest side of Fairdale Street (marked Fifth Street in said Plan), at the dividing line between lots Numbered 22, 23, 24 and 25; thence Northwestwardly by said dividing line, seventy-five (75) feet to the dividing line between Lots Numbered 23 and 24; thence Northeastwardly by said dividing line, one hundred thirty-one and eighty-hundredths (131.80) feet to Adon Street (formerly Aschenez Avenue); thence by line of Adon Street, South  $7\frac{3}{4}^{\circ}$  East, sixty-eight and twenty-eight hundredths (68.28) feet to a point; thence continuing by line of said street, South  $2^{\circ} 45'$  West, nineteen and thirty-hundredths (19.30) feet to Fairdale Street; and thence Southwestwardly by line of Fairdale Street, eighty-seven and six-hundredths (87.06) feet to the place of beginning.

HAVING erected thereon a two-story frame dwelling house known as No. 806 Fairdale Street, Pittsburgh, Pennsylvania. Being the same premises that Elizabeth M. Albaugh, unmarried, by her deed dated August 27, 1948, and recorded in the Recorder's Office of Allegheny County in Deed Book Volume 3020, Page 196, granted and conveyed to Madge E. Kyle.

Section 2. Upon the execution and delivery of a general warranty deed from Madge E. Kyle and Thomas C. Kyle, her husband, to the City of Pittsburgh, conveying title in fee simple, free and clear of all encumbrances, to the property described in Section 1 of this Ordinance, said deed to be approved by the City

Solicitor, the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Madge E. Kyle and Thomas C. Kyle, her husband, in the sum of Eight Thousand Five Hundred (\$8,500.00) Dollars, payment to be made from Bond Fund 193.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 565.

## No. 66

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Squeegee, Vacuum Printing Table, and Accessories for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Squeegee, Vacuum Printing Table, and Accessories, for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$1,425, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1496, Equipment, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 566.

## No. 67

**AN ORDINANCE**—Amending a portion of Section 1 and Section 2 of Ordinance No. 433, approved November 14, 1956, entitled, "An Ordinance—Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the repaving of Second Avenue; the grading, paving and curbing of Chartiers Avenue, and the widening and repaving of Fifth Avenue and De Soto Street and repaving of intersecting streets affected thereby."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Section 1 and Section 2 of Ordinance No. 433, approved November 14, 1956, entitled, "An Ordinance,—authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the repaving of Second Avenue; the grading, paving and curbing of Chartiers Avenue, and the widening and repaving of Fifth Avenue and De Soto Street, and repaving of intersecting streets affected thereby."

Section 1—portion of which reads:

The total amount of fees payable to the Engineer or Engineers shall not exceed the sum of \$5,200.00

shall be amended to read:

The total amount of fees payable to the Engineer or Engineers shall not exceed the sum of \$6,245.50.

Section 2—portion which reads:

Second Avenue	-----	\$1,800.00
Chartiers Avenue	-----	900.00
Fifth Avenue and De Soto	-----	2,500.00
Street	-----	

shall be amended to read:

Second Avenue	-----	\$1,944.50
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Chartiers Avenue ----- 900.00  
Fifth Avenue and De Soto  
Street ----- 3,401.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 433, approved November 14, 1956.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 566.

## No. 68

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Engineering Equipment for the Bureau of Engineering, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Engineering Equipment, for the Bureau of Engineering, Department of Public Works, at a cost not to exceed the total sum of \$550, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1534, Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 567.

## No. 69

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Bureau of Engineering, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Office Equipment for the Bureau of Engineering, Department of Public Works, at a cost not to exceed the total sum of \$700, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1534, Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 567.

## No. 70

**AN ORDINANCE**—Accepting the dedication of Woodcove Place, Maydell Street and Roseanne Avenue, as laid out in "Parkway Terrace Plan or Lots" and "Revised Plan of Parkway Terrace Plan of Lots," in the Twentieth Ward of the City of Pittsburgh, by Dellwood Corporation, for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway thereof, establishing the grades thereof and accepting the

grading, paving, curbing and sewerage thereon.

Whereas, Dellwood Corporation, owner of certain property in the Twentieth Ward of the City of Pittsburgh, laid out in "Parkway Terrace Plan of Lots" and "Revised Plan of Parkway Terrace Plan of Lots," has located a certain Woodcove Place, Maydell Street and Roseanne Avenue thereon and executed a certain Deed of Dedication on said plan for all ground covered by said streets to said City for public highway purposes, and

Whereas, The above named owner has graded, paved, curbed and sewered the above mentioned streets at its own cost and expense, as laid out in "Parkway Terrace Plan of Lots" and "Revised Plan of Parkway Terrace Plan of Lots," and

Whereas, It is desired that the City of Pittsburgh accept said streets and improvements thereon as part of the City's system of improved highways, therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the dedication of Woodcove Place, Maydell Street and Roseanne Avenue, as laid out in "Parkway Terrace Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 60, Pages 189-190-191, and "Revised Plan of Parkway Terrace Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 63, Pages 62-63-64, by Dellwood Corporation September 2, 1955, and June 25, 1957, respectively, shall be and the same is hereby accepted.

Section 2. Woodcove Place, from Carnahan Road to the easterly terminus, Maydell Street, from Carnahan Road to Roseanne Avenue, and Roseanne Avenue, from the southerly line to the northerly line of "Parkway Terrace Plan of Lots" and "Revised Plan of Parkway Terrace Plan of Lots," shall be and the same are hereby opened as public highways and are hereby named, respectively, "Woodcove Place," "Maydell Street" and "Roseanne Avenue."

Section 3. The width and position of the sidewalks and roadway of Woodcove Place, Maydell Street and Roseanne Avenue, within the limits of the above men-

tioned plans of lots, shall be and the same are hereby fixed in conformity with the streets as now improved, the same being described as follows, to-wit:

The sidewalks of each shall have a uniform width of 8.0 feet and shall lie along and contiguous to the respective street lines.

The roadway of each shall have a general width of 24.0 feet, the center line of which shall coincide with the center line of the street.

Section 4. The grades of Woodcove Place, Maydell Street and Roseanne Avenue, as described along the center line of the respective roadways, shall be and the same are hereby established as follows, to-wit

#### WOODCOVE PLACE

BEGINNING at the northeasterly 25-foot line of Carnahan Road at an elevation of 1112.75 feet; thence falling for a distance of 22.18 feet to a point of curve to an elevation of 1112.50 feet; thence falling and rising by a concave parabolic curve having an apex elevation of 1112.46 feet for a distance of 40.00 feet to a point of tangent to an elevation of 113.52', thence rising at the rate of 5.30% for a distance of 79.82 feet to a point of curve to an elevation of 1117.75 feet; thence rising and falling by a convex parabolic curve having an apex elevation of 1126.23 feet for a distance of 320.00 feet to a point of tangent to an elevation of 1116.95 feet; thence falling at the rate of 5.80% for a distance of 159.12 feet to a point perpendicularly opposite the center line of the traffic circle at the easterly terminus to an elevation of 1107.72 feet.

#### MAYDELL STREET

BEGINNING at the northeasterly 25-foot line of Carnahan Road at an elevation of 1079.10 feet; thence falling at the rate of 1.00% for a distance of 550.00 feet to a point of curve to an elevation of 1073.60 feet; thence falling by a convex parabolic curve having an apex elevation of 1073.10 feet for a distance of 100.00 feet to a point of tangent to an elevation of 1069.75 feet; thence falling at the rate of 6.70% for a distance of 75.22 feet to a point of curve to an elevation of 1064.71 feet, thence falling by a concave parabolic curve for a dis-

tance of 40.00 feet to a point to an elevation of 1063.37 feet; thence rising for a distance of 11.98 feet to the center line of Roseanne Avenue to an elevation of 1063.62 feet.

#### ROSEANNE AVENUE

BEGINNING at the southerly line of "Revised Plan of Parkway Terrace Plan of Lots" at an elevation of 1051.17 feet; thence rising at the rate of 10.74% for a distance of 22.97 feet to a point of curve to an elevation of 1053.64 feet; thence rising by a convex parabolic curve having an apex elevation of 1066.53 feet for a distance of 240.00 feet to a point of tangent to an elevation of 1067.73 feet; thence rising at the rate of 1.00% for a distance of 415.95 feet to the northerly line of the "Revised Plan of Parkway Terrace Plan of Lots" to an elevation of 1071.89 feet.

Section 5. The grading, paving, curbing and sewerage of Woodcove Place, Maydell Street and Roseanne Avenue, within the limits of "Parkway Terrace Plan of Lots" and "Revised Plan of Parkway Terrace Plan of Lots," shall be and the same are hereby accepted and declared to be public improvements of the City of Pittsburgh.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 61, Page 568.

## No. 71

**AN ORDINANCE**—Vacating a portion of Boulevard Drive at the westerly intersection of Beechwood Boulevard, and providing certain terms and conditions.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Boulevard Drive at the westerly intersection of Beechwood Boulevard, hereinafter described, be and the same is hereby vacated, subject, however, to the right and

privilege of the City of Pittsburgh to inspect, maintain, repair, construct or reconstruct the existing sewer, lying within the lines of Boulevard Drive as vacated, and to enter upon the land within the lines of Boulevard Drive, as vacated, for such purpose.

BEGINNING on the northeasterly line of Boulevard Drive at a point of compound curve, tangency at said point of compound curve being North 55° 12' 10" West, as shown on Lot No. 230-A, as laid out in the "Revised Plan of a Portion of Beechwood Plan of Lots, Section A," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 32, Page 126; thence extending South 34° 47' 50" West 8.79 feet to a point; thence extending northwestwardly by the arc of a circle deflecting to the right having a radius of 161.00 feet, a central angle of 14° 53' 50" and a chord bearing North 50° 30' 38" West for an arc distance of 41.86 feet to a point of compound curve; thence by the arc of a circle deflecting to the right having a radius of 72.00 feet, a central angle of 36° 11' 31" and a chord bearing North 24° 57' 58" West for an arc distance of 45.48 feet to a point of compound curve; thence by the arc of a circle deflecting to the right having a radius of 10.00 feet, a central angle of 114° 45' 00" and a chord bearing North 50° 30' 17" East for an arc distance of 20.03 feet to a point of reverse curve; thence by the extension of the southerly line of Beechwood Boulevard, by the arc of a circle deflecting to the left having a radius of 154.75 feet, a central angle of 22° 35' 00" and a chord bearing South 83° 24' 43" East for an arc distance of 61.00 feet to a point of reverse curve at the southerly line of Beechwood Boulevard, as shown on Lot No. 230-A, as laid out in the above mentioned Plan; thence westwardly, southwardly and eastwardly along the easterly line of Boulevard Drive, by the arc of a circle deflecting to the left having a radius of 35.00 feet, a central angle of 140° 29' 50" and a chord bearing South 15° 02' 45" West for an arc distance of 85.83 feet to the point of compound curve at the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 570.

## No. 72

**AN ORDINANCE**—Vacating a strip 1.5 feet wide along the easterly line of South Twentieth Street, from Sarah Street to Carey Way.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a strip 1.5 feet wide along the easterly line of South Twentieth Street, from Sarah Street to Carey Way, be and the same is hereby vacated according to the following description, to-wit:

BEGINNING at the intersection of the northerly line of Sarah Street with the easterly line of South Twentieth Street; thence westwardly by the extension of the northerly line of Sarah Street 1.5 feet; thence northwardly parallel to and 1.5 feet westwardly from the easterly line of South Twentieth Street 120.0 feet to a point; thence eastwardly by the extension of the southerly line of Carey Way 1.5 feet to the easterly line of South Twentieth Street; thence southwardly along the easterly line of South Twentieth Street 120.0 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 570.

## No. 73

**AN ORDINANCE**—Transferring \$1,100.00 from Code Account 1833, Concerts, Bureau of Recreational Activities, to Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$1,100.00 from Code Account 1833, Concerts, Bureau of Recreational Activities, to Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 571.

## No. 74

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for Architectural Services in conjunction with the Construction of a Department Warehouse in Schenley Park, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with an Architect or Architects for architectural services, including the preparation of preliminary studies, design calculations, the necessary consultations, working drawings and specifications, the preparation of perspective renderings, the required supervision, and other work incidental thereto, in conjunction with the Construction of a Department Warehouse in Schenley Park; the total fee payable to the Architect or Architects is not to exceed \$4,925.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 571.

## No. 75

**AN ORDINANCE**—Providing for a contract or contracts for the Construction of a Parklet, Additional Play Facilities, and General Site Development at Harry Fowler Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Public Works, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the Construction of a Parklet, Additional Play Facilities, and General Site Development at Harry Fowler Playground, in the Department of Parks and Recreation.

The work involved in the construction of this development will include clearing and grubbing, grading, drainage and related facilities, play equipment, paving, fencing, planting, plumbing, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1958 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$82,000.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 572.

## No. 76

**AN ORDINANCE**—Amending a portion of Section 1 of Ordinance No. 425, approved November 2, 1956, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for landscape architectural services in conjunction with Landscaping and General Improvements of Harry Fowler Playground, and providing for the payment of the cost thereof."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Section 1 of Ordinance No. 425, approved November 2, 1956, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for landscape architectural services in conjunction with Landscaping and General Improvements of Harry Fowler Playground, and providing for the payment of the cost thereof," which reads:

"And the total fee payable to the Landscape Architect or Landscape Architects is not to exceed the sum of \$7,100.00,"

shall be and the same is hereby amended to read:

"And the total fee payable to the Landscape Architect or Landscape Architects is not to exceed the sum of \$8,000.00."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 573.

## No. 77

**AN ORDINANCE**—Providing for a contract or contracts for the services of bands to provide music in the public



parks and playgrounds, and for other necessary expenses incidental thereto, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation and the Director of the Department of Supplies, be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts with the lowest responsible bidder or bidders for the services of bands to provide music in the public parks and playgrounds, in accordance with the laws and ordinances governing said City at a cost not to exceed the sum of \$26,060.00; for soloists in an amount not to exceed \$1,085.00; for amplification in an amount not to exceed \$4,875.00; for chair rental in an amount not to exceed \$250.00; and for advertising in an amount not to exceed \$1,625.00; chargeable to and payable from Code Account 1833, Concerts.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 573.

## No. 78

**AN ORDINANCE**—Authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into an agreement with Harry Serene for the maintenance of a public riding school in Schenley Park, and prescribing the terms thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into an agreement with Harry Serene for the maintenance of a public riding school in Schenley Park.

Section 2. That the said agreement shall be in a form to be approved by the City Solicitor and shall contain the following provisions:

1. The agreement shall be in effect for a term of one (1) year from the date of its execution, unless cancelled by either party prior to that date after sixty (60) days' written notice of intention to cancel given to the other party.

2. The City of Pittsburgh will allow the said Harry Serene to occupy and use the Schenley Park Oval Stables and to conduct a riding school in Schenley Park.

3. The said Harry Serene will:

(a) Pay to the City of Pittsburgh the sum of \$420.00 annually in four equal installments, due and payable in advance on the 15th day of March, June, September, and December in each year.

(b) Keep the riding school and other facilities open to the general public at the following rates:

\$1.50 per hour on week days, \$2.00 per hour on Saturdays, Sundays, and all holidays, with a transferable ticket valued at \$12.50 to be sold for \$10.00.

10 cents for each pony ride.

(c) Make all repairs at the stables during his occupancy thereof, and use straw exclusively for bedding down the animals.

(d) Carry public liability and Workmen's Compensation Insurance in amount sufficient in the opinion of the City Solicitor to protect the City's interests.

4. All manure accumulated on the premises shall be the property of the City of Pittsburgh.

5. Such other provisions as shall in the opinion of the City Solicitor be deemed necessary and proper to protect the interests of the City and to secure the faithful performance of the terms of the agreement.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 574.

## No. 79

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Lands and Buildings to supplement the contract entered into with certain architects pursuant to Ordinance 282 of 1943 by adding to the contract architectural services in connection with the new No. 3 and 4 Fire Stations at Forbes and Stevenson Streets for the Department of Lands and Buildings, and appropriating funds therefor under said agreement.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized to supplement the contract entered into by the City of Pittsburgh and Charles T. Ingham, William Boyd, and Thomas C. Pratt, Registered Architects, trading and doing business as Ingham, Boyd and Pratt, of the City of Pittsburgh, pursuant to Ordinance No. 282 of 1943 by adding to said contract provisions for architectural services in connection with the new No. 3 and 4 Fire Stations at Forbes and Stevenson Streets, Pittsburgh, Pa. The total fee payable to the Architects not to exceed the sum of \$21,600.00.

Section 2. That the sum of \$21,600.00, or so much thereof as may be required, is hereby set aside and appropriated from Bond Fund 193—, General Public Improvement Peoples Bonds of 1957.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance 290, approved August 9, 1957.

Passed February 17, 1958.

Approved February 20, 1958 .

Ordinance Book 61, Page 575.

## No. 80

**AN ORDINANCE**—Authorizing a contract or contracts for the construction of the new No. 3 and 4 Fire Stations, Forbes and Stevenson Streets, Pittsburgh, Pa., for the Department of Lands and Buildings and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the new No. 3 and 4 Fire Stations, Forbes and Stevenson Streets, Pittsburgh, Pa., in accordance with the laws and ordinances governing said City at a cost not to exceed the sum of \$381,600.00, including architectural services and other necessary expenses appropriated from and chargeable to Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 575.

## No. 81

**AN ORDINANCE**—Granting unto the Community Chest of Allegheny County, The Federation of Jewish Philanthropies of Pittsburgh, Urban Redevelopment Authority of Pittsburgh, and Housing Authority of Pittsburgh, their successors or assigns, the right and privilege to construct, maintain and use, at their own cost and expense, a reinforced concrete vault with fixed and hinged steel grating to be used for electrical purposes, vault to be in the southerly sidewalk area of the Civic Building, 200 Ross Street, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Community Chest of Allegheny County, The Federation of Jewish Philanthropies of Pittsburgh, Urban Redevelopment Authority of Pittsburgh, and Housing Authority of Pittsburgh, their successors or assigns, are hereby given the right, privilege and authority to construct, maintain and use, at their own cost and expense, a reinforced concrete vault with fixed and hinged steel grating to be used for electrical purposes, vault to be in the southerly sidewalk area of the Civic Building, 200 Ross Street, Pittsburgh, Pennsylvania.

The vault to be constructed by virtue of this Ordinance is to have its top level with curb grade and is to occupy a portion of the southerly sidewalk area at 200 Ross Street, bounded and described as follows:

Beginning at a point on the southerly line of Ross Street, distant 27' 3" west of the westerly line of Third Avenue, thence extending westerly along the southerly line of Ross Street, a distance of 11' 9" and protruding into said street a distance of 8' 0", the said vault to be constructed of reinforced concrete with fixed and hinged steel grating, and have a maximum depth of 11' 0" below curb grade.

The said vault shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-802.

Section 2. The said Grantees, prior to the beginning of the construction of the said vault, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the location and all details for the said construction, said plans and said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City Streets and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantees shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said construction upon giving to the said Grantees at least six (6) months' written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Community Chest of Allegheny County, The Federation of Jewish Philanthropies of Pittsburgh, Urban Redevelopment Authority of Pittsburgh, and Housing Authority of Pittsburgh, their successors or assigns, to that effect, and that the said Grantees shall when so notified at the expiration of the said six (6) months, forthwith remove said construction and replace the street to its original condition, at their own cost and expense.

Section 6. The said Grantees shall assume all liability, if any, of the City of Pittsburgh, arising out of the exercise by the Grantees of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said Community Chest of Allegheny County, The Federation of Jewish Philanthropies of Pittsburgh, Urban Redevelopment Authority of Pittsburgh, and Housing Authority of Pittsburgh, their successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the said Community Chest of Allegheny County, The Federation of Jewish Philanthropies of Pittsburgh, Urban Redevelopment Au-

thority of Pittsburgh, and Housing Authority of Pittsburgh.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1958.

Approved February 20, 1958.

Ordinance Book 61, Page 576.

## No. 82

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Fans and Clocks, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Fans and Clocks, for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$640, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 577.

## No. 83

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Swivel Chairs and Files, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Swivel Chairs and Files, for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$1,585, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 578.

## No. 84

**AN ORDINANCE**—Providing for a contract or contracts for the construction of a 16" cast iron water pipe line and appurtenances, including other work incidental thereto, in North Homewood Avenue, from Bennett Street to Penn Avenue, Department of Water, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies and/or the Director of the Department of Water shall be, and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the construction of a 16" cast iron water pipe line and appurtenances, including other work incidental thereto, in North Homewood Avenue, from Bennett Street to Penn Avenue, Department of Water, in an amount not to exceed the sum of \$135,000.00, chargeable to and payable from Code Account No. 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 578.

## No. 85

**AN ORDINANCE**—Providing for a contract or contracts to install a 16" cast iron water pipe line and appurtenances, including engineering and other necessary work and incidentals thereto in Azure Street, Schenley Manor Drive and Rosecrest Drive from Black Street to the northerly plan line, as shown in the Stanton Heights No. 1 Plan of Lots, situate in the 10th Ward of the City of Pittsburgh, Department of Water, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies and/or the Director of the Department of Water shall be, and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the installation of a 16" cast iron water pipe line and appurtenances, and other work incidental thereto, including engineering and other necessary expenses connected therewith, and in accordance with the

laws and ordinances governing said City, not to exceed the sum of \$42,000.00, chargeable to and payable from Code Account No. 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 579.

## No. 86

**AN ORDINANCE**—Providing for a contract or contracts for the Construction of Bituminous Surfacing and Fence Installation and Rehabilitation at Various Locations in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Supplies and the Director of the Department of Parks and Recreation shall be and they are hereby authorized and directed to advertise for Proposals and to award and enter into a contract or contracts for the Improvement of Various Parks and Playgrounds in the Department of Parks and Recreation, and to include the following contracts:

Bituminous Surfacing	-----\$10,000.00
Fence Installation and	
Rehabilitation	-----\$10,000.00

The work included in these contracts will involve the construction of Bituminous Surfacing and the Installation and Rehabilitation of Chain Link Fencing. the life of which improvement will exceed Twenty Years, as a part of the 1958 Capital Improvement Program in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$20,000.00, chargeable to and payable from Bond Fund 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 579.

## No. 87

**AN ORDINANCE**—Providing for a contract or contracts for Furnishing Playground Equipment to be utilized at various locations in the Department of Parks and Recreation, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for Furnishing Playground Equipment to be utilized at various locations in the Department of Parks and Recreation, and other work incidental thereto, the life of which will exceed Twenty (20) years, as a part of the 1958 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$10,000.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 580.

## No. 88

**AN ORDINANCE**—Providing for a contract or contracts for Treating Athletic Fields in the Department of Parks and Recreation to prevent dust nuisances and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation and the Director of the Department of Supplies be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for Treating Athletic Fields in the Department of Parks and Recreation to prevent dust nuisances, using oil-soap and/or calcium chloride treatment, in accordance with the Laws and Ordinances governing said City, at a cost not to exceed \$10,500.00, chargeable to and payable from Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 581.

## No. 89

**AN ORDINANCE**—Providing for a contract or contracts for a program to include the spraying and removal of Elm trees in the public right-of-ways and parks, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation and the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for a program to include the spraying and removal of Elm trees in the public right-of-ways and parks, and other work incidental thereto, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$10,000.00, chargeable to and payable from Code Account No. 1801, Miscellaneous Serv-

ices, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 581.

## No. 90

**AN ORDINANCE**—Authorizing the issuance of warrant in favor of the following:

Consolidated Business Forms \$797.00 for materials furnished for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, warrant in favor of the following in the amount indicated, for materials furnished for the benefit of the City of Pittsburgh without previous authority of law:

Consolidated Business Forms, in the sum of \$797, for Purchase Order Forms, for the Department of Supplies, Warehouse, payable from the Store Trust Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 48 of 1958, approved February 6, 1958.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 582.

## No. 91

**AN ORDINANCE**—Providing for the setting aside of the amount of One Hundred Fifty Thousand (\$150,000.00) Dollars for purchasing and/or installing electrical traffic equipment, traffic control devices, and accessories, and providing authorization for the letting of a contract or contracts for the Department of Public Safety, Bureau of Traffic Planning and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the amount of One Hundred Fifty Thousand (\$150,000.00) Dollars is hereby set aside for the purchase and/or installation of electrical traffic equipment, traffic control devices, and accessories, in accordance with the Laws and Ordinances of the City of Pittsburgh, payable from Bond Fund 193, General Public Improvement Peoples Bonds, 1957, and the Mayor and the Director of the Department of Public Safety, and the Director of the Department of Supplies shall be and they are hereby authorized, empowered, and directed to advertise for proposals and to let a contract, or contracts, to the lowest responsible bidder, or bidders, for supplying and/or installing traffic equipment and accessories for the Department of Public Safety, Bureau of Traffic Planning, at a cost not to exceed One Hundred Fifty Thousand (\$150,000.00) Dollars.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 582.

## No. 92

**AN ORDINANCE**—Accepting the dedication by Stanton Land Company of a strip of land in the Tenth Ward of the City of Pittsburgh, having a general width of 50.00 feet and extending from

the southerly line of Rosecrest Drive, as laid out in "Stanton Heights Manor No. 1," to the southwesterly line of property of the Stanton Land Company, for public sewer and water easement.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the dedication by Stanton Land Company of a strip of land in the Tenth Ward of the City of Pittsburgh, having a general width of 50.00 feet and extending from the southerly line of Rosecrest Drive, as laid out in "Stanton Heights Manor No. 1," to the southwesterly line of property of the Stanton Land Company, for public sewer and water lines easement, shall be and is hereby accepted, the same being described as follows, to-wit:

BEGINNING on the southwesterly line of "Stanton Heights Manor No. 1 Plan of Lots," of record in the Recorder's Office of Allegheny County in Plan Book Volume 63, Pages 104-105-106, at the intersection of the westerly line of Rosecrest Drive, as laid out in the above named plan of lots; thence extending along the southwesterly line of the above mentioned plan of lots South 44° 44' 13" East 52.42 feet to the easterly line of Rosecrest Drive; thence southwestwardly along the easterly line of Rosecrest Drive, produced by the arc of a circle deflecting to the right, having a radius of 319.33 feet, a central angle of 15° 59' 09" and a chord bearing South 37° 16' 17" West for an arc distance of 89.10 feet to a point of reverse curve; thence by the arc of a circle deflecting to the left having a radius of 25.00 feet, a central angle of 85° 50' 11" and a chord bearing South 2° 20' 45" West for an arc distance of 37.45 feet to a point of tangent; thence by the tangent South 40° 34' 20" East 218.91 feet to a point of curve; thence by the arc of a circle deflecting to the left having a radius of 133.00 feet, a central angle of 43° 20' 13" and a chord bearing South 62° 14' 26" East for an arc distance of 100.60 feet to a point; thence South 6° 05' 27" West 50.00 feet to a point; thence westwardly and southwardly by the arc of a circle deflecting to the left having a radius of 25.00 feet, a central angle of 76° 05' 27" and a chord bearing South 58° 02' 44" West for an arc distance of 33.20 feet to a point of tangent; thence by the tangent South

20° 00' 00" West 141.34 feet to a point of curve; thence by the arc of a circle deflecting to the left having a radius of 30.00 feet, a central angle of 60° 34' 20" and a chord bearing South 10° 17' 10" East for an arc distance of 31.72 feet to a point; thence South 49° 25' 40" West 30.00 feet to the southwesterly line of Stanton Land Company property; thence along the southwesterly line of property of the Stanton Land Company North 40° 34' 20" West 201.64 feet to a point; thence South 53° 53' 35" East 77.03 feet to a point of curve; thence by the arc of a circle deflecting to the left having a radius of 40.00 feet, a central angle of 106° 06' 25" and a chord bearing North 73° 03' 12" East for an arc distance of 74.08 feet to a point of tangent; thence by the tangent North 20° 00' 00" East 77.47 feet to a point of curve; thence by the arc of a circle deflecting to the left having a radius of 25.00 feet, a central angle of 76° 05' 27" and a chord bearing North 18° 02' 44" West for an arc distance of 33.29 feet to a point of reverse curve; thence by the arc of a circle deflecting to the right having a radius of 183.00 feet, a central angle of 15° 31' 07" and a chord bearing North 48° 19' 53" West for an arc distance of 49.57 feet to a point of tangent; thence by the tangent North 40° 34' 20" West 319.28 feet to a point; thence North 49° 25' 40" East 50.00 feet to a point; thence southeastwardly and northeastwardly by the arc of a circle deflecting to the left having a radius of 25.00 feet, a central angle of 95° 52' 22" and a chord bearing South 88° 30' 31" East for an arc distance of 41.83 feet to a point of compound curve; thence by the arc of a circle deflecting to the left having a radius of 269.33 feet, a central angle of 17° 20' 55" and a chord bearing North 34° 52' 50" East for an arc distance of 81.55 feet to the southwesterly line of "Stanton Heights Manor No. 1 Plan of Lots," at the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 583.



## No. 93

**AN ORDINANCE**—Vacating Mossfield Street (formerly Morningside Avenue) between Black Street and Stanton Avenue, and providing certain terms and conditions.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Mossfield Street (formerly Morningside Avenue) between Black Street and Stanton Avenue, as said Mossfield Street was opened as a public road, 33 feet wide, by the Court of Quarter Sessions, at No. 18 June Term, 1854, be and the same is hereby vacated, reserving unto the City of Pittsburgh, however, the right and privilege to inspect, maintain, repair, construct or reconstruct its existing water line, lying within the lines of Mossfield Street, as vacated, and to enter upon the land within the lines of Mossfield Street, as vacated, for all such purposes. The terminus Black Street is further described as the easterly line of Black Street, as shown on W. S. Beach's Plan of Schenley View Place, of record in the Recorder's Office of Allegheny County in Plan Book Volume 11, Page 10.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1958.

Approved March 1, 1958.

Ordinance Book 61, Page 584.

## No. 94

**AN ORDINANCE**—Authorizing and directing an increase in the indebtedness of the City of Pittsburgh in the amount of Four Million Five Hundred Twenty Thousand (\$4,520,000.00) Dollars by providing for the issuance of General Obligation Peoples Bonds in said amount, for the purpose of making a grant for urban redevelopment and for the purpose of paying all or part of the cost, damages and expenses, including engineering and architectural expenses, ex-

penses in connection with the acquisition of necessary property and property rights and other expenses, necessarily incurred or to be incurred in connection with the following general public improvements as a partial exercise of the authority conferred by the electors at a Special Bond Election held on the 11th day of September, 1956: Five Hundred Thousand Dollars (\$500,000.00) for a grant to the Urban Redevelopment Authority of Pittsburgh to be used in conjunction with Federal, State and other contributions for the Redevelopment Area No. 3 in the Lower Hill Project, and for public improvements connected therewith; One Million Two Hundred Thousand Dollars (\$1,200,000.00) for the construction, reconstruction and replacement of water lines, water mains, and water storage tanks, and additions to, rehabilitation of and equipping of pumping stations and other improvements under the jurisdiction of the Department of Water; One Million Two Hundred Sixty-five Thousand Dollars (\$1,265,000.00) for the construction, reconstruction and resurfacing of streets generally, the construction, reconstruction, rehabilitation and replacement of retaining walls along roadways, the construction, reconstruction and rehabilitation of bridges, and the construction and reconstruction of sewers; Eight Hundred Three Thousand Dollars (\$803,000.00) for the construction, reconstruction, alteration, rehabilitation and equipment of playgrounds, park buildings and other facilities under the jurisdiction of the Department of Parks and Recreation, and for hillside development; and Seven Hundred Fifty-two Thousand Dollars (\$752,000.00) for the construction, reconstruction, alteration, replacement and rehabilitation of fire houses and other municipal buildings and facilities, the reconstruction, alteration and rehabilitation and equipment of library buildings, and the construction, purchase, installation and replacement of traffic control equipment, and appropriating funds and levying taxes to provide funds for the redemption of said bonds at maturity and for the payment of interest and State taxes thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by Ordinance No. 266, approved July 27, 1956, recorded in Ordinance Book Volume 60, Page 547, signified their desire that the indebted-

ness of the City of Pittsburgh be increased in the amount of Thirty Million Dollars (\$30,000,000.00) for the purpose of paying the costs, damages and expenses of making improvements generally in the City, and for the purpose of making grants for urban redevelopment and for the public auditorium project, and provided that the question of increasing the indebtedness in said amount for such purposes be submitted to a vote of the electors of the City of Pittsburgh at a Special Bond Election to be held on Tuesday, the eleventh (11th) day of September, 1956; and

Whereas, After due legal notice the said special election was held and conducted as required by law, and a majority of the electors who voted at the election voted in favor of the increase of indebtedness, and the vote was duly counted as required by law and the return certified to Council, which certified return has been placed of record upon the minutes of Council; now, therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That pursuant to the authority conferred by vote of the electors of the City of Pittsburgh at a Special Bond Election held on the eleventh (11th) day of September, 1956, General Obligation Peoples Bonds of the City of Pittsburgh shall be issued in the aggregate principal amount of Four Million Five Hundred Twenty Thousand (\$4,520,000.00) Dollars, to provide funds for the purpose of making a grant for urban redevelopment and for paying all or part of the cost, damages and expenses, including engineering and architectural expenses, expenses in connection with the acquisition of the necessary property and property rights and other expenses, necessarily incurred or to be incurred in connection with the following general public improvements, as a partial exercise of the authority conferred by the electors at a Special Bond Election held on the eleventh (11th) day of September, 1956:

Five Hundred Thousand Dollars (\$500,000.00) for a grant to the Urban Redevelopment Authority of Pittsburgh to be used in conjunction with Federal, State and other contributions for Redevelopment Area No. 3 in the Lower Hill Proj-

ect, and for public improvements connected therewith;

One Million Two Hundred Thousand Dollars (\$1,200,000.00) for the construction, reconstruction and replacement of water lines, water mains and water storage tanks, and additions to, rehabilitation of and equipping of pumping stations and other improvements under the jurisdiction of the Department of Water;

One Million Two Hundred Sixty-five Thousand Dollars (\$1,265,000.00) for the construction, reconstruction and resurfacing of streets generally, the construction, reconstruction, rehabilitation and replacement of retaining walls along roadways, the construction, reconstruction and rehabilitation of bridges, and the construction and reconstruction of sewers;

Eight Hundred Three Thousand Dollars (\$803,000.00) for the construction, reconstruction, alteration, rehabilitation and equipment of playgrounds, park buildings and other facilities under the jurisdiction of the Department of Parks and Recreation, and for hillside development; and

Seven Hundred Fifty-two Thousand Dollars (\$752,000.00) for the construction, reconstruction, alteration, replacement and rehabilitation of fire houses and other municipal buildings and facilities, the reconstruction, alteration and rehabilitation and equipment of library buildings, and the construction, purchase, installation and replacement of traffic control equipment.

The estimated period of usefulness of the improvements to be made and the property to be acquired with the proceeds of the General Obligation Peoples Bonds is hereby stated and determined to be twenty (20) years from the date of said bonds.

Section 2. Said bonds shall be in denominations of One Thousand Dollars (\$1,000.00) each, shall be dated as of the first day of May, 1958, and shall be payable in twenty (20) equal annual installments of Two Hundred Twenty-six Thousand Dollars (\$226,000.00) each, one of which installments shall mature on the first day of May in each of the years 1959 to 1978, inclusive. Said bonds shall bear interest at a rate not exceeding

four (4) per cent per annum to be determined by acceptance of bids submitted in accordance with published advertisements as provided by law payable semi-annually on the first days of May and November in each year during the term thereof, without deduction for any tax which may be levied on the said bonds or on the debt secured thereby by the Commonwealth of Pennsylvania pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds exchangeable at the option of the holder for registered bonds of the same maturity by surrendering said coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause said coupon and registered bonds to be printed or engraved, and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to the funds created by the sale of this issue of bonds.

The registered bonds shall be registered with the City Treasurer and shall be re-registered only on the books of the City Treasurer. Both registered and coupon bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh. In the case of the absence or disability of any such officials, the bonds shall be signed by the City official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as:

GENERAL PUBLIC IMPROVEMENT  
PEOPLES BOND OF 1958,  
SERIES A.

Section 3. Said bonds shall be sold by the Mayor and the City Controller at not less than par and accrued interest to the highest responsible bidder after public notice by advertisement as may be required by law.

Section 4. Until said bonds, issued as herein provided, shall be fully paid there is hereby levied and assessed annually

upon all subjects now by law liable, or hereafter to be made liable to assessment for taxation for City purposes, an annual tax, commencing the first year after said bonded debt shall have increased or incurred; namely the year 1959, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City and also an annual tax commencing in said year equal to five (5) per cent of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid. There is also hereby appropriated out of the general funds of the City a sum sufficient for the payment of the first installment of interest due under the terms of said bonds.

The aforesaid tax levy shall be expressed as an amount of money to be raised by taxation in each succeeding year during the term of said bonds for principal, interest and taxes thereon, by a subsequent ordinance supplementing or amending this Ordinance after the determination of the interest rate which shall be applicable thereto. Said ordinance or amendment to this Ordinance shall also fix the interest rate on said bonds.

Section 5. All bonds issued by authority of this Ordinance, and the Acts of Assembly authorizing the same, shall be General Obligation Peoples Bonds, shall be and become part of the funded debt of the City of Pittsburgh and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become payable the full faith, honor, credit and property of the City are hereby irrevocably pledged.

Section 6. The coupon and registered bonds issued in pursuance of this Ordinance shall be in the form approved by the City Solicitor and shall follow the provisions of this Ordinance.

Section 7. Pending the execution and delivery of the definitive bonds to be

issued under this Ordinance, the Mayor and the City Controller are authorized to have prepared and to execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this Ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the City Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words:

TEMPORARY GENERAL PUBLIC  
IMPROVEMENT PEOPLES BOND  
OF 1958, SERIES A

and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of definitive bonds when such definitive bonds are ready for delivery.

Section 8. The Mayor and the City Controller are hereby authorized and directed to prepare and file with the Clerk of the Court of Quarter Sessions of Allegheny County, Pennsylvania, under oath, a statement showing (a) the amount of the existing gross liability of the City, the various allowable deductions which are claimed, and the net debt of the City; (b) the amount of the assessed valuation of all taxable property as last determined; (c) the amount of the bonds to be issued hereunder; and (d) the form, number and date of maturity of said bonds, in accordance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania, approved June 25, 1941, P. L. 159, known as the "Municipal Borrowing Law," and any amendments thereof or supplements thereto, and to do and perform all other acts required by said Act or by this Ordinance or any amendments or supplements thereto in connection with the sale and issuance of said bonds.

Section 9. It is hereby declared that the existing net debt of the City of Pittsburgh and the debt to be incurred hereby do not in the aggregate exceed any constitutional or statutory limitation.

Section 10. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 585.

## No. 95

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with a Landscape Architect or Landscape Architects for landscape architectural services in conjunction with the construction of a parklet, play facilities, and an entrance area in Frick Park located East of Beechwood Boulevard and North of English Lane, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with a Landscape Architect or Landscape Architects for landscape architectural services including all necessary conferences, survey work, preparation of preliminary studies, design calculations, working drawings and specifications, and the required supervision, in conjunction with the construction of a parklet, play facilities, and an entrance area in Frick Park located East of Beechwood Boulevard and North of English Lane; compensation to the said Landscape Architect or Landscape Architects shall in no event exceed rates allowed for this type of work by the American Society of Landscape Architects and the total fee payable to the Landscape Architect or Landscape Architects is not to exceed the sum of \$11,550.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved April 10, 1958.

Ordinance Book 61, Page 588.

## No. 96

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment, for the Traffic Court, Department of the Mayor, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Office Equipment, for the Traffic Court, Department of the Mayor, at a cost not to exceed \$1,150.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account Number 1033, Equipment, Department of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 589.

## No. 97

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Adding Machines and Calculator for the Department of City Treasurer, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Adding Machines and Calculator, for the Department of City Treasurer, at a cost not to exceed the total sum of \$1,650.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1068, Equipment, City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 589.

## No. 98

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Department of City Treasurer, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Office Equipment for the Department of Treasurer, at a cost not to exceed the total sum of \$800, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of

Council in such cases made and provided, the same to be payable from Code Account No. 1066, Equipment, Department of Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 590.

## No. 99

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of Dinardo, Inc., in the sum of \$15,269.10 in payment for emergency work excavating for and exposing existing sewer on Diamond Street near Smithfield Street for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Dinardo, Inc., in the sum of \$15,269.10, in payment for emergency work excavating for and exposing existing sewer on Diamond Street near Smithfield Street for the benefit of the City of Pittsburgh without previous authority of law, and charge to Bond Fund No. 191, General Public Improvement Bonds, 1956.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 590.

## No. 100

**AN ORDINANCE** — Authorizing the proper officers of the City of Pitts-

burgh to purchase from Thomas H. Welch certain property situate in the Tenth Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, for Water Department purposes, and providing for the payment of the same.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the proper officers of the City of Pittsburgh shall be and they are hereby authorized and directed to purchase from Thomas H. Welch property in the Tenth Ward of the City of Pittsburgh, more fully bounded and described as follows

ALL that certain lot or piece of ground situate in the Tenth Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 103 in the Plan of Lots known as "Valley View Place, laid out for J. Walter Hay, and recorded in the Recorder's Office of Allegheny County in Plan Book Volume 8, Pages 328 and 329, being bounded and described as follows, to-wit:

BEGINNING on the westerly side of Fannell Street at the corner of Lot No. 102 in said Plan; and extending in front or width on Fannell Street northwardly 20 feet to Lot No. 104 in said Plan; thence extending back westwardly and parallel with Lots Nos. 102 and 104 and preserving the same width of 20 feet throughout, a distance of 84.03 feet.

HAVING thereon erected a two-story brick house.

BEING designated as Lot No. 312, Block 50-H, in the Allegheny County Deed Registry.

Being the same premises which J. E. Unsen, A. P. McChesney and R. M. Walker, Liquidating Trustees of The Lincoln Avenue Building and Loan Association of Pittsburgh by their deed dated July 31, 1947, and recorded August 6, 1947, in the Recorder's Office of Allegheny County in Deed Book Volume 2967, Page 278, granted and conveyed unto Thomas H. Welch.

Section 2. Upon the execution and delivery of the general warranty deed from Thomas H. Welch to the City of Pittsburgh conveying title in fee simple, free and clear of all encumbrances to the property described in Section 1 of this

Ordinance, said deed to be approved by the City Solicitor, and including a certificate of satisfaction as to the property described in Section 1 hereof, of a mortgage from Thomas H. Welch to Bernard Wolper and Lena Wolper, his wife, dated August 28, 1957, and recorded August 28, 1957, in Mortgage Book Volume 3994, Page 109, in the Recorder's Office of Allegheny County, the Mayor shall be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thomas H. Welch in the sum of \$4,500.00, and pro rata share of 1958 taxes, the same to be chargeable to and payable from Bond Fund No. 193, General Public Improvement Peoples Bonds—1957.

Section 3. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 591.

## No. 101

**AN ORDINANCE**—Granting unto Carl and William Katz, 1318 Fifth Avenue, their successors or assigns, the right and privilege to construct, maintain and use at their own cost and expense, concrete footers in the southerly sidewalk area of 1318 Fifth Avenue, and concrete footers in the northerly sidewalk area of Watson Street (rear of 1318 Fifth Avenue), First Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Carl and William Katz, their successors or assigns, are hereby given the right, privilege and authority to construct, maintain and use at their own cost and expense, concrete footers in the southerly sidewalk area of 1318 Fifth Avenue, and concrete footers in the northerly sidewalk area of Watson Street (rear of 1318 Fifth Avenue), First Ward, Pittsburgh, Pennsylvania.

The footers to be constructed by virtue of this Ordinance are to occupy portions of the southerly sidewalk area of Fifth Avenue and the northerly sidewalk area of Watson Street, bounded and described as follows:

**FIFTH AVENUE**—Beginning at a point 182' 0" from the intersection of the easterly line of Magee Street and the southerly line of Fifth Avenue; thence in an easterly direction along the southerly line of Fifth Avenue, a concrete footer extending for a distance of 3' 4" eastwardly; thence continuing from the last described point in an easterly direction an unexcavated area of 13' 6"; thence continuing from the last described point in an easterly direction a concrete footer for a distance of 3' 4" the end. The said footers shall project in the southerly sidewalk area of Fifth Avenue for a maximum distance of 2' 0" and shall have a thickness of 1' 6" with the top of said footers a maximum depth of 9' 1" below curb grade.

**WATSON STREET**—Beginning at a point 182' 0" from the intersection of the easterly line of Magee Street and the northerly line of Watson Street; thence in an easterly direction along the northerly line of Watson Street, a concrete footer extending for a distance of 3' 4"; thence continuing from the last described point in an easterly direction an unexcavated area of 13' 6"; thence continuing from the last described point in an easterly direction a concrete footer of 3' 4" the end. The said footers shall project into the northerly sidewalk area of Watson Street for a maximum distance of 2' 0" and shall have a thickness of 1' 6" with the top of said footers a maximum depth of 9' 1" below curb grade.

The said footers shall conform to the provisions of this Ordinance and in accordance with the plan identified as Accession No. B-804 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said concrete footers, shall submit to the said Director of the Department of Public Works of the City of Pittsburgh a complete set of plans, in triplicate, showing the location and all details for the said construction, said plans and the

said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantees shall bear full cost and expense of the repair of any street pavement damaged; repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said construction upon giving to the said Grantees at least six (6) months' written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Carl and William Katz, their successors or assigns, to that effect, and that the said Grantees shall when so notified at the expiration of the said six (6) months forthwith remove said construction and replace the street to its original condition, at their own cost and expense.

Section 6. The said Grantees shall assume all liability, if any, of the City of Pittsburgh arising out of the exercise by the Grantees of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said Carl and William Katz,

their successors or assigns, shall file with the City Controller their certificate of acceptance of the provisions thereof, said certificate to be executed by Carl and William Katz, their successors or assigns, and shall pay to the City Treasurer a permit fee of \$100.00 for the said concrete footers.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 592.

## No. 102

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Desks and Chairs, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Desks and Chairs for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$2,900.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 594.



## No. 103

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Beds, Springs, Mattresses, Pillows, and Blankets, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Beds, Springs, Mattresses, Pillows, and Blankets, for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$6,250.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1468, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 594.

## No. 104

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Adding Machines, less trade-ins, for the Division of Accounting, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies

are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Adding Machines, less trade-ins, for the Division of Accounting, Department of Public Works, at a cost not to exceed the total sum of \$650.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1522, Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 4, 1958.

Approved March 10, 1958.

Ordinance Book 61, Page 595.

## No. 105

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Water to enter into an agreement with the South Pittsburgh Water Company for the purchase of water by the City of Pittsburgh and for the supplying of water to certain water consumers in the City of Pittsburgh through facilities of the South Pittsburgh Water Company.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be and they are hereby authorized and directed to enter into an agreement with the South Pittsburgh Water Company for the purchase of water by the City of Pittsburgh and for the supplying of water to certain water consumers in the City of Pittsburgh through facilities of the South Pittsburgh Water Company, in substantially the following form:

THIS AGREEMENT, entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1957 by and between the CITY OF

PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, party of the first part (hereinafter called the "City"), and SOUTH PITTSBURGH WATER COMPANY, a corporation of the Commonwealth of Pennsylvania, party of the second part (hereinafter called the "Water Company");

Whereas, the Water Company supplies water to the public in certain parts of the City; and

Whereas, the City desires to purchase water from the Water Company so that it may resell the same to the various customers of the Water Company now or hereafter attached to existing water mains or to any future extensions constructed by the said Water Company within the limits of the City;

Now, Therefore, This Agreement Witnesseth That, in consideration of the covenants and agreements herein contained, it is hereby agreed that:

1. The City shall purchase from the Water Company all water used by the customers of the Water Company now or hereafter connected to the water pipes of said Water Company within the limits of the City, quantities of said water so purchased to be determined by the meters of the Water Company located on the premises of its customers within the limits of the City during the term of this contract.

2. The work of reading the meters of said customers shall be performed by the agents and employees of the Water Company, and the Water Company shall render to the City quarterly statements of such meter readings, together with a billing statement setting forth the amounts which would be charged (including private fire protection) against each customer if this contract were not in effect, based upon the aforesaid meter reading and upon the then effective schedule of rates of the Water Company.

3. The City shall pay to the Water Company for all water purchased by it for resale to the various customers of the Water Company located on the mains of the Water Company within the limits of the City, quarterly, a sum equal to the total of the amounts shown on the billing statement provided for in Paragraph 2 hereof, less a discount of (a) two and one-quarter per cent ( $2\frac{1}{4}\%$ ) of such

total and (b) an additional discount of one and three-quarters per cent ( $1\frac{3}{4}\%$ ) of such total if the bill is paid within thirty days after the date rendered.

4. The City shall have the right to check any and all of said meter readings from time to time as may be necessary to ascertain the correctness of any bill rendered by the Water Company to the City, and upon request by the City, the Water Company will test any of said meters in accordance with the Rule for Meter Tests published in its Rates, Rules and Regulations as in effect from time to time.

5. This contract does not give the City any control over the Water Company's customers or operations other than it had, or would have had, without the making of this contract, and the Water Company shall have the right to continue to regulate and control the delivery of water and the service to its customers within the City on the same basis as it does in any other territory served by it. For the purposes of this Agreement "customers of the Water Company" shall mean all parties served through facilities owned by the Water Company.

6. It is understood and agreed by the parties hereto that the Water Company shall undertake to use reasonable care and diligence in order to prevent and avoid interruptions and fluctuations in the service but that it cannot and does not guarantee that such interruptions and fluctuations in the service will not occur and that it is not to be liable for any damage or inconvenience caused by reason of any break, leak or defect in its facilities.

7. This Agreement is effective as of February 1, 1957, for all water purchased on or after that date and shall remain in effect for an original term of five years from and after the effective date. It is hereby mutually agreed that either party hereto may terminate this Agreement at the end of said original term by giving the other party written notice thereof at least six calendar months prior thereto, but in default of such notice, this Agreement shall continue upon the same terms and conditions in force immediately prior to the expiration of the term hereof as are herein contained for a further period of one (1) year and so on from year to year, unless or until termi-

nated by either party hereto giving the other written notice thereof six calendar months prior to expiration of the then current term.

8. It is hereby understood and agreed that neither the purpose nor intent, nor the obligation, of this contract is such as to impair or in any wise affect the exercise by the Public Utility Commission of the Commonwealth of Pennsylvania of any of the powers vested in it by the Public Utility Law (Act approved May 28, 1937, P. L. 1053, as amended).

9. This contract is entered into by the City by virtue of Ordinance No. \_\_\_\_\_, approved \_\_\_\_\_, and by the Water Company pursuant to a resolution of its Board of Directors.

IN WITNESS WHEREOF, the City has caused its corporate seal to be affixed hereto, and these presents to be signed by the Mayor and the Director of the Department of Water, and the Water Company has caused its corporate seal to be hereto affixed, attested by its Secretary, and these presents to be signed by its President the day and year first above written.

THE CITY OF PITTSBURGH

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Director of Department of Water  
(SEAL)  
Attest:

\_\_\_\_\_  
Examined by:

\_\_\_\_\_  
Assistant City Solicitor

Approved as to form by:

\_\_\_\_\_  
City Solicitor

Countersigned:

\_\_\_\_\_  
City Controller

SOUTH PITTSBURGH  
WATER COMPANY

By \_\_\_\_\_  
President

Attest:

\_\_\_\_\_  
Secretary

(SEAL)

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 595.

No. 106

AN ORDINANCE—Authorizing and directing the Mayor, the Director of the Department of Public Works and the Director of the Department of Water, for and on behalf of the City of Pittsburgh to enter into an agreement with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, for the City's share of the work involved in the improvement of Liberty Avenue from Stanwix Street to Seventh Avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works and the Director of the Department of Water, for and in behalf of the City of Pittsburgh, are hereby authorized and directed to enter into an agreement with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, for the City's share of the work involved in the improvement of Liberty Avenue from Stanwix Street to Seventh Avenue.

The agreement shall be subject to the approval of the City Solicitor and shall be in substantially the following form.

AGREEMENT

Made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1958, by and between the Commonwealth of Pennsylvania, acting through the Secretary of Highways, hereinafter called the "Commonwealth."

AND

the City of Pittsburgh, a municipal cor-

poration of the Commonwealth of Pennsylvania, hereinafter called the "City."

**WITNESSETH:**

Whereas, the Commonwealth is about to improve a Section 40' and variable in width of State Highway Route 228, Section 20, Traffic Route 80, lying within the City; and

Whereas, the City desires to pay for repair and replacement of certain existing miscellaneous drainage and water service structures as indicated on the drawings in connection with the improvement of the following described section of State highway:

Route 228 (Liberty Avenue) and Stanwix Street at Station 10+90 to the intersection of L. R. 228 (Liberty Avenue) and Seventh Avenue at Station 29+07.

Now, Therefore, This Agreement Witnesseth that the parties hereto agree as follows:

**FIRST:** That the Commonwealth pursuant to the provisions of the Act of June 1, 1945, P. L. 1242, shall advertise for bids for the improvement of Route 228, Section 20, approximately 1817.00' in length and will let a contract or contracts for the improvement of said highway 40' and variable in width, the type to be resurfaced existing pavement with bituminous surface course, ID-2, estimated to cost sixty-nine thousand (\$69,000.00) dollars, and will on behalf of the City let a contract to the successful bidder for the additional improvements as aforesaid, estimated to cost eighty-five hundred (\$8,500.00) dollars based upon the preliminary estimate prepared by and on file with the Department of Highways and twenty (20%) percent in addition thereto.

**SECOND:** That work may be done and material furnished under this agreement in excess of the estimated quantities to the extent of fifteen (15%) per centum of the contract amount, and shall be paid for at the unit prices bid by the contractor, and deductions for work not done and material not furnished shall be made in a similar manner from the contract price, but if additional work and material beyond fifteen (15%) per centum of the contract shall be required, a further agreement between the parties hereto shall be made before the work is done.

**THIRD:** The Commonwealth shall defray the total cost and expense of improving the aforementioned route, and shall pay all advertising, engineering, inspection and overhead expenses.

**FOURTH:** The City agrees to enter into a contract with the successful bidder at the unit prices bid by said contractor for the aforesaid additional improvements, as indicated on the drawings covering this project, the approximate cost of such additional improvements being \$8,500.00.

**FIFTH:** The City further agrees to reimburse the Commonwealth for the additional inspectional costs up to the amount of liquidated damages assessed on the City contract in event such damages are assessed.

**SIXTH:** It is agreed by the parties hereto that the liability of the City under the terms of this contract is expressly limited to the amount of money which shall be appropriated from time to time by the City for payment thereof.

**SEVENTH:** That all the work done under and by virtue of this agreement shall conform to and be governed by the plans and specifications prepared and on file with the Department of Highways, and the work shall be done under the supervision of the Secretary of Highways, or his duly authorized representatives; however, the City shall at its own cost and expense furnish whatever engineering or inspection services it may deem necessary to properly supervise that portion of the work which is to be paid for by the City under the provisions of this agreement.

**EIGHTH:** After such improvement, the aforesaid section of highway shall be subject to the laws governing the tearing up or opening of State highways in a City of the Second Class, and the City shall maintain the improvements for which it will contract and pay under the terms of this agreement.

In Witness Whereof, the Secretary of Highways, for and on behalf of the Commonwealth of Pennsylvania, has hereunto affixed his hand and the seal of the Department of Highways, and the Mayor and the Directors of the Department of Public Works and the Department of Water, acting for and on behalf of the City of Pittsburgh, have hereunto set

their hands and affixed the official seal  
of the City pursuant to Ordinance No.  
-----, approved -----, 1958.

COMMONWEALTH  
OF PENNSYLVANIA

By -----  
Secretary of Highways

Attest:

(Seal)

CITY OF PITTSBURGH

-----  
Mayor

-----  
Director, Department of  
Public Works

-----  
Director, Department of  
Water

Attest:

-----  
-----  
-----  
Examined by:

-----  
Countersigned

-----  
City Controller

Approved as to Form:

-----  
City Solicitor

Approved as to Form:

-----  
Solicitor to the Controller  
City of Pittsburgh

Section 2. That any Ordinance or part  
of Ordinance, conflicting with the pro-  
visions of this Ordinance, be and the  
same is hereby repealed so far as the  
same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 598.

## No. 107

**AN ORDINANCE**—Providing for a con-  
tract or contracts for valve installa-  
tions at various locations, and appur-  
tenances, Department of Water, and pro-  
viding for the payment of the cost  
thereof.

*The Council of the City of Pittsburgh  
hereby enacts as follows:*

Section 1. That the Mayor and the  
Director of the Department of Water be,  
and they are hereby authorized and di-  
rected to advertise for proposals, award  
and enter into a contract or contracts  
for valve installations at various loca-  
tions, and appurtenances, Department of  
Water, in an amount not to exceed \$50,-  
000.00, payable from Code Account No.  
1707—Rehabilitation and Reconditioning  
of Water System.

Section 2. That any Ordinance or part  
of Ordinance, conflicting with the pro-  
visions of this Ordinance, be and the  
same is hereby repealed so far as the  
same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 600.

## No. 108

**AN ORDINANCE**—Providing for a con-  
tract or contracts for repairs to the  
16" O. D. water main and appurtenances  
on the Bloomfield Bridge, Department of  
Water, and for the payment of the cost  
thereof.

*The Council of the City of Pittsburgh  
hereby enacts as follows:*

Section 1. That the Mayor and the Di-  
rector of the Department of Water be,  
and they are hereby authorized and di-  
rected to advertise for proposals, award  
and enter into a contract, or contracts  
for repairs to the 16" O. D. water main  
and appurtenances on the Bloomfield  
Bridge, Department of Water, in an  
amount not to exceed \$3,500.00, payable  
from Code Account No. 1707—Rehabili-  
tation and Reconditioning of Water  
System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 600.

## No. 109

**AN ORDINANCE**—Authorizing the issuance of warrant in favor of the Pennsylvania Drilling Company, of Pittsburgh, in the amount of \$857.30 for test borings performed for the new No. 3 and 4 Fire Stations at Forbes and Stevenson Streets, Pittsburgh, Pa., for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrant in favor of the Pennsylvania Drilling Company, of Pittsburgh, in the amount of \$857.30 for test borings performed for the new No. 3 and 4 Fire Stations at Forbes and Stevenson Streets, Pittsburgh, Pa., for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law, chargeable to and payable from Bond Fund 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 600.

## No. 110

**AN ORDINANCE**—Amending Section 20, Project Plan Section, of Ordinance No. 491, entitled "An Ordinance—Fixing the number of officers and employees of all departments of the City of Pitts-

burgh, and the rate of compensation thereof," approved December 30, 1957, by deleting the position of "Consultant."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Section 20, Project Plan Section, of Ordinance No. 491, entitled "An Ordinance—Fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 30, 1957, by deleting therefrom the following:

"Consultant---\$7,500.00 per annum"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 601.

## No. 111

**AN ORDINANCE**—Authorizing and directing the City Controller to transfer the sum of \$7,500.00 from Code Account No. 1102, Salaries, Regular Employees, Department of City Planning, to a new Code Account to be designated No. 1107, Consulting Services, Department of City Planning.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$7,500.00 from Code Account No. 1102, Salaries, Regular Employees, Department of City Planning, to a new Code Account to be designated No. 1107, Consulting Services, Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 601.

## No. 112

**AN ORDINANCE**—Providing for a contract or contracts for the rehabilitation, cleaning and painting of the Bloomfield Bridge over the Pennsylvania and Baltimore and Ohio Railroads, Melwood Avenue and Neville and Lorigan Streets, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works, shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the rehabilitation, cleaning and painting of the Bloomfield Bridge in accordance with the laws and ordinances governing said City in an amount not exceeding the total sum of Two Hundred Twelve Thousand (\$212,000.00) Dollars, of which it is estimated that the rehabilitation will not exceed One Hundred Ten Thousand (\$110,000.00) Dollars, chargeable to and payable from Bond Fund 193 and that the cleaning and painting will not exceed One Hundred Two Thousand (\$102,000.00) Dollars, chargeable to and payable from Code Account No. 1541—Contract Schedule, Bridges & Structures, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 602.

## No. 113

**AN ORDINANCE**—Accepting the dedication of Rhine Street, in the Twenty-sixth Ward of the City of Pittsburgh, as laid out in "Spring Hill Gardens Plan of Lots," from Buente Street to the northerly line of the Plan, and property for the widening of Buente Street, from the westerly to the easterly line of the Plan, for public use for highway pur-

poses, opening and naming Rhine Street and widening Buente Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Rhine Street, as laid out in "Spring Hill Gardens Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 64, Pages 80-81-82, from Buente Street to the northerly line of the Plan, and property for the widening of Buente Street, from the westerly to the easterly line of the Plan, be and the same are hereby accepted.

Section 2. Rhine Street, as accepted in Section 1 of this Ordinance, is hereby opened as a public highway of the City of Pittsburgh and is hereby named "Rhine Street."

Section 3. Buente Street, as accepted in Section 1 of this Ordinance, from the westerly to the easterly line of said Plan is hereby widened as shown on said Plan.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 602.

## No. 114

**AN ORDINANCE**—Accepting the dedication of Rosecrest Place, in the Tenth Ward of the City of Pittsburgh, as laid out in "Highland View Plan of Lots," from Rosecrest Drive to the southerly terminus, opening and naming the same, fixing the width and position of the roadway and sidewalks thereof, with provision for sloping and landscaping, and establishing the grade thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Rosecrest Place, as laid out in "Highland View Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 41, Pages 152-153-154, from Rosecrest

Drive to the southerly terminus, be and the same is hereby accepted.

Section 2. Rosecrest Place, as accepted in Section 1 of this Ordinance, is hereby opened as a public highway of the City of Pittsburgh and is hereby named "Rosecrest Place."

Section 3. The width and position of the roadway and sidewalks of Rosecrest Place, between the above named terminals, with provision for sloping and landscaping, shall be and the same are hereby fixed as follows, to-wit:

The roadway shall have a uniform width of 24.0 feet, the center line of which shall coincide with the center line of the street.

The sidewalks shall each have a uniform width of 8.0 feet and shall lie along and contiguous to the above described roadway.

The remaining portions of the street lying without the lines of the roadway and sidewalks, as above described, shall be used for sloping and landscaping.

Section 4. The grade of the center line of Rosecrest Place shall be and the same is hereby established as follows, to-wit:

BEGINNING at the center line of Rosecrest Drive at an elevation of 1146.28 feet; thence rising at the rate of 0.43% for a distance of 39.77 feet to a point of curve to an elevation of 1146.45 feet; thence rising and falling by a convex parabolic curve for a distance of 50.00 feet to a point of tangent to an elevation of 1144.25 feet; thence falling at the rate of 9.25% for a distance of 85.45 feet to a point of curve to an elevation of 1136.34 feet; thence falling by a convex parabolic curve for a distance of 100.00 feet to a point of tangent to an elevation of 1125.97 feet; thence falling at the rate of 11.50% for a distance of 50.00 feet to the southerly terminus to an elevation of 1120.22 feet.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 603.

## No. 115

**AN ORDINANCE**—Authorizing and directing the Grading, Paving and Curbing of Harlow Street, from Windgap Avenue to a line 50 feet west of the west line of Watkins Way, including the construction of a combined sewer and house sewer laterals, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Harlow Street, from Windgap Avenue to a line 50 feet west of the west line of Watkins Way, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Harlow Street be graded, paved and curbed from Windgap Avenue to a line 50 feet west of the west line of Watkins Way, including the construction of a combined sewer and house sewer laterals, and other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Harlow Street, from Windgap Avenue to a line 50 feet west of the west line of Watkins Way, including the construction of a combined sewer and house sewer laterals, and other work incidental thereto, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes;



the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Forty-Five Thousand (\$45,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1958.

Approved March 19, 1958.

Ordinance Book 61, Page 604.

## No. 116

**AN ORDINANCE**—Transferring the sum of \$750,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, Department of Public Safety and the sum of \$750,000.00 from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, Department of Public Safety, to Bond Fund No. 193, General Public Improvements, Peoples Bonds, 1958, for the payment of the cost of resurfacing City Streets and Park Roads in various parts of the City with asphaltic materials and for the purchase of materials under existing contracts and the payment of other necessary expenses in connection therewith.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$750,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, Department of Public Safety and the sum of \$750,000.00 from Code Account No. 1461, Salaries, Regular Employees,

Bureau of Fire, Department of Public Safety, to Bond Fund No. 193, General Public Improvements, Peoples Bonds, 1958, for the payment of the cost of resurfacing City Streets and Park Roads in various parts of the City, with asphaltic materials, and for the purchase of materials under existing contracts, and the payment of other expense in connection therewith, with the stipulation that this amount will be returned to the respective code accounts upon receipt of the proceeds from the sale of General Public Improvement Peoples Bonds of 1958, on or before December 1, 1958.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 605.

## No. 117

**AN ORDINANCE**—Providing for a contract or contracts for the resurfacing of City Streets and Park Roads with asphaltic materials, furnished by the City under existing contracts, and other work incidental thereto, including regrading and recurring and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders, for the resurfacing of City Streets and Park Roads, with asphaltic materials, furnished by the City under existing contracts, and other work incidental thereto, including regrading and recurring, and other necessary expense in connection therewith, in accordance with the laws and ordinances governing said City, in an amount not to exceed the sum of \$975,000.00, chargeable to and payable from Bond Fund No. 193, General Public Improvements, Peoples Bonds, 1958 .

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 605.

## No. 118

**AN ORDINANCE**—Providing for a contract or contracts for the restoration of Newton Street at the intersection with Arlington Avenue, and other work incidental thereto, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby directed to advertise for proposals, award and enter into a contract or contracts for the restoration of Newton Street at the intersection with Arlington Avenue, and other work incidental thereto, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding the sum of Thirty Thousand (\$30,000.00) Dollars, chargeable to and payable from Bond Fund No. 187, General Public Improvements, 1953.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 606

## No. 119

**AN ORDINANCE**—Authorizing and directing the Mayor and the Director of the Department of Water to grant a license to the Bauertown Baseball Association, Inc., 1501 Babcock Boulevard, Pittsburgh, Pennsylvania, to utilize a portion of the Lanpher Reservoir prop-

erty of the City of Pittsburgh, located in Shaler Township, for amateur baseball activities.

Whereas, the Bauertown Baseball Association, Inc., has requested permission to utilize a portion of the Lanpher Reservoir property of the City of Pittsburgh, located in Shaler Township, for amateur baseball activities;

And Whereas, the said Association has caused to be executed an amateur baseball blanket liability policy to insure against bodily injury or property damage resulting from its activities on City property;

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be and they are hereby authorized and directed to grant a license to the Bauertown Baseball Association, Inc., 1501 Babcock Boulevard, Pittsburgh, Pennsylvania, to utilize a portion of the Lanpher Reservoir property of the City of Pittsburgh, located in Shaler Township, for amateur baseball activities, in accordance with the License Agreement set forth herein, which shall be approved by the City Solicitor, and shall be in substantially the following form:

### LICENSE AGREEMENT

Made this ----- day -----, 1958, between the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, domiciled in the County of Allegheny, hereinafter referred to as the "Licensor,"

### AND

BAUERTOWN BASEBALL ASSOCIATION, INC., a nonprofit corporation established under the laws of the Commonwealth of Pennsylvania, domiciled in said County, hereinafter referred to as the "Licensee."

### WITNESSETH:

That the Licensor, for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States of America, and other valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant to the Licensee a license to use a portion of the Lanpher Reservoir property of the Licensor, located in Shaler Township, bounded by Friday Road on the south,

Koehler Street on the west, Newland Lane on the east and the property of A. Hartupée on the north, known as the Lanpher Reservoir Field, for supervised amateur baseball activities, and for no other purpose, subject to the following conditions:

1. Licensee shall keep and maintain the area in a safe and proper condition; provided, however, that any work done on the premises by Licensee shall be subject to the approval of the Director of the Department of Water of Licensor;

2. Licensee shall cause to be executed a policy or policies of insurance, subject to the approval of the City Solicitor, to indemnify and save harmless the Licensor from any claim, liability, loss or expense arising out of any injury or alleged injury to persons or property occasioned in whole or in part by the use or operation of the premises by the Licensee, its agents or employees, for supervised amateur baseball activities, or by any work performed on the premises by Licensee, its agents or employees;

3. Licensor reserves the right, upon forty-eight (48) hours' notice, to suspend use of the premises by Licensee for such period of time as Licensor may provide.

4. This License shall be subject to revocation by Licensor at any time upon ten (10) days' notice to Licensee.

This License Agreement is entered into by the City of Pittsburgh pursuant to Ordinance No. ----, approved ----, 1958.

In Witness Whereof, the parties hereto have hereunto affixed their common and corporate seals, duly attested by their proper officers, the day and year first above written.

CITY OF PITTSBURGH

By -----  
Mayor

-----  
Director of the Department  
of Water

Attest:

-----  
Secretary to the Mayor  
-----

BAUERSTOWN BASEBALL  
ASSOCIATION, INC.

By -----

Attest:

-----  
Examined By:

-----  
Assistant City Solicitor

Approved as to Form:

-----  
City Solicitor

Countersigned:

-----  
City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 607.

## No. 120

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Power Pipe Threaders and Accessories for the Division of Distribution, Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Power Pipe Threaders and Accessories for the Division of Distribution, Department of Water, at a cost not to exceed the total sum of \$687.63, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto, and the Ordinances of Council in such cases made and provided, the same to be pay-

able from Code Account No. 1788, Equipment and Machinery, Division of Distribution, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 608.

## No. 121

**AN ORDINANCE**—Authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract with the Pittsburgh Symphony Society for the furnishing of concerts to the people of Pittsburgh during the year 1958.

Whereas, The fostering of appreciation for music will inure to and advance the welfare of the City of Pittsburgh and its people; and

Whereas, The Pittsburgh Symphony Orchestra is one of the outstanding musical organizations in the world, and is not conducted for financial gain or profit; and

Whereas, The Pittsburgh Symphony Society has agreed to furnish the Pittsburgh Symphony Orchestra to perform concerts, open to the people of the City of Pittsburgh, under the conditions and for the consideration hereinafter set forth, and the City of Pittsburgh is desirous of securing the services of the Pittsburgh Symphony Orchestra for such concerts; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract with the Pittsburgh Symphony Society in substantially the following form, subject to the approval of the City Solicitor:

### AGREEMENT

Made and entered into this-----

day of -----, A. D., 1958, by and between THE CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, domiciled in the County of Allegheny, hereinafter called the "CITY,"

### AND

THE PITTSBURGH SYMPHONY SOCIETY, nonprofit corporation, created and established under the laws of the Commonwealth of Pennsylvania, domiciled in the County of Allegheny, hereinafter called the "SOCIETY."

### WITNESSETH:

1. The Society for and in consideration of the payments hereinafter set forth covenants to and with the City that it will cause the Pittsburgh Symphony Orchestra to perform not less than five (5) concerts during the year 1958. The musical program for each concert shall be subject to approval by the City. The concerts shall be performed in the Syria Mosque Hall at such times as may be mutually agreed upon by the Society and the City, and admission thereto shall be without cost or charge to the residents of the City. The allocation of tickets or other right to admission shall be within the control of the City, provided, however, that the Society shall undertake the distribution of tickets if so requested by the City.

2. The Society agrees that none of the moneys to be paid to it by the City under the provisions of this Agreement shall inure to the pecuniary profit of any of its members, but that all of the said moneys shall be devoted solely to the maintenance of the orchestra, including the cost of the performances of the concerts provided for herein.

3. In consideration of the performance by the Society of the terms and conditions of this Agreement, the City agrees to pay to the Society for each evening and matinee concert an amount equal to the total charge for tickets for the full seating capacity of the Syria Mosque Hall, based upon the schedule of prices for tickets for evening concerts or for Sunday matinee concerts, as the case may be, in the Society's regular series of concerts. In the event the City shall request the performance of any special programs which require the use of facilities or personnel not normally utilized in the performance of concerts in the Society's regular series

of concerts, the City shall pay any extra cost incurred by the Society in the performance of such special programs.

4. Payment shall be made to the Society after the performance of one or more concerts upon submission of bills to the City.

5. In the event of the failure or refusal of the Society to perform all or any of the terms and conditions of this Agreement, the City shall have the right to terminate the Agreement forthwith, and no further payments shall be made to the Society except for concerts already performed.

6. The total amount paid to the Society under this Agreement shall not exceed the sum of \$50,000, and shall be payable from Code Account No. 85, Concerts—Pittsburgh Symphony Orchestra.

This Agreement is entered into in behalf of the City pursuant to Ordinance No. \_\_\_\_\_, approved \_\_\_\_\_, and in behalf of the Society pursuant to a Resolution duly adopted by its Board of Directors on the \_\_\_\_\_ day of \_\_\_\_\_, 1958.

CITY OF PITTSBURGH

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Director of the Department  
of Parks and Recreation

Attest:

\_\_\_\_\_  
Secretary to the Mayor

PITTSBURGH SYMPHONY  
SOCIETY

By \_\_\_\_\_  
President

Attest:

\_\_\_\_\_  
Secretary

Examined By:

\_\_\_\_\_  
Assistant City Solicitor

Approved as to Form:

\_\_\_\_\_  
City Solicitor

Countersigned:

\_\_\_\_\_  
City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 609.

## No. 122

**AN ORDINANCE**—Providing for a contract or contracts for the Construction of Philip Murray Playground, in the Department of Parks and Recreation, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Public Works, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the Construction of Philip Murray Playground, in the Department of Parks and Recreation.

The work involved in the construction of this development will include grading, drainage, paving, fencing, planting, plumbing, and other work incidental thereto, the life of which improvement will exceed Twenty (20) Years, as a part of the 1957 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$45,375.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 611.

## No. 123

**AN ORDINANCE**—Providing for a contract or contracts for the Improvement of Sophia Evert No. 4 Playground, involving the construction of a parklet and related Play Facilities, in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Public Works, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the Improvement of Sophia Evert No. 4 Playground, involving the construction of a parklet and related Play Facilities, in the Department of Parks and Recreation.

The work involved in the construction of this development will include grading, drainage, play equipment, masonry work, paving, fencing, planting, plumbing, and other work incidental thereto, the life of which improvement will exceed Twenty (20) Years, as a part of the 1957 Capital Improvement Program, in an amount not exceeding \$14,575.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 611.

## No. 124

**AN ORDINANCE**—Amending a portion of Section 2 of Ordinance No. 45, entitled, "An Ordinance fixing the golf fees and regulating the granting of permits to play golf within the public parks of the City of Pittsburgh," approved

February 16, 1937, as amended and supplemented.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Section 2 of Ordinance No. 45, entitled, "An Ordinance fixing the golf fees and regulating the granting of permits to play golf within the public parks of the City of Pittsburgh," approved February 16, 1937, as amended and supplemented, shall be and the same is hereby amended to read as follows:

Season Permit (Adults)

Unlimited play week days—limited to 18 holes only Saturdays, Sundays and Holidays—\$30.00

Mid-Season Permit (Adults)

To be issued on and after August 1 and for the balance of the season -----\$15.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 612.

## No. 125

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Triplex Mowers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Triplex Mowers for the Bureau of Administration, Department of Parks and Recreation, at a cost not to exceed the total sum of \$3,750.00, in accordance with an Act of Assembly entitled, "An Act for

the Government of Cities of the Second Class," approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 612.

## No. 126

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Pianos, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Pianos, for the Bureau of Administration, Department of Parks and Recreation, at a cost not to exceed \$1,125.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1808, Equipment, Bureau of Administration, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 613.

## No. 127

**AN ORDINANCE**—Transferring the sum of Four Thousand and 00/100 (\$4,000.00) Dollars from Code Account No. 42, Contingent Fund, to Code Account No. 1018, Supplies, Mayor's Office.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of Four Thousand and 00/100 (\$4,000.00) Dollars from Code Account No. 42, Contingent Fund, to Code Account 1018, Supplies, Mayor's Office.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 613.

## No. 128

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of the National Institute of Governmental Purchasing, Inc., Washington, D. C., in the amount of Five Hundred (\$500.00) Dollars, being the service charge to the Department of Supplies for the year 1958 for membership in said National Institute of Governmental Purchasing, Inc.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be, and is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of National Institute of Governmental Purchasing, Inc., in the amount of Five Hundred (\$500.00) Dollars, being the service charge to the

Department of Supplies for the year 1958 for membership in said National Institute of Governmental Purchasing, Inc., and the same shall be charged to Code Account No. 1128, Miscellaneous Services, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 614.

## No. 129

**AN ORDINANCE**—Authorizing and directing the proper officers of the City of Pittsburgh to purchase from Una L. Campbell, widow, certain property situate in the Tenth Ward of the City of Pittsburgh, Pennsylvania, for use by the Department of Water and for other public purposes, and providing for the payment of the same.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the proper officers of the City of Pittsburgh shall be and they hereby are authorized and directed to purchase from Una L. Campbell, widow, property in the Tenth Ward of the City of Pittsburgh, Pennsylvania, more fully bounded and described as follows, to-wit:

ALL those two certain lots or pieces of ground situate in the Tenth Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 90 and 91 in G. C. Lewis' Atlantic Avenue Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 12, Page 64, being together bounded and described as follows, to-wit:

BEGINNING at a point on the northerly side of Columbo (formerly Margaretta) Street, at the northwesterly corner of a 10-foot unnamed alley and said Columbo Street; thence along Columbo Street in a westerly direction 45.42 feet to the easterly line of Kosta Way; thence

along Kosta Way in a northerly direction a distance of 145 feet to a 20-foot unnamed alley; thence along said last mentioned unnamed alley in an easterly direction a distance of 83.08 feet to a point on the westerly side of the first mentioned 10-foot alley; and thence along said 10-foot alley in a southerly direction a distance of 149.81 feet to the northerly line of Columbo Street, the place of beginning.

HAVING thereon erected a two-story frame house and a one-story frame house.

BEING designated as Block and Lot No. 50-H-334 in the Allegheny County Deed Registry records.

Section 2. Upon the execution and delivery of a general warranty deed from Una L. Campbell, widow, to the City of Pittsburgh, conveying title in fee simple, free and clear of all encumbrances, to the property described in Section 1 of this ordinance, said deed to be approved by the City Solicitor, the Mayor shall be and he hereby is authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Una L. Campbell, widow, in the sum of \$14,500.00, and such amount as may represent the pro rata share of 1958 taxes, which pro rata share is to be part of the purchase price; payment to be made from Bond Fund No. 193, 1957.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 614.

## No. 130

**AN ORDINANCE** — Authorizing the Mayor and the Chairman of the City Planning Commission to enter into a contract or contracts with Planners, Planning Consultants or Architects for consulting services in conjunction with the redevelopment and renewal areas authorized for study by the City Planning Commission, and the revision and



up-dating of the Master Plan of the City under a comprehensive planning program approved by the City Planning Commission, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Chairman of the City Planning Commission be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh, with Planners, Planning Consultants or Architects for consulting services, including the necessary conferences, survey work, preliminary studies, preparation of final drawings, reports and other descriptive material, and supervision, in conjunction with the redevelopment and renewal areas authorized for study by the City Planning Commission, and in conjunction with the revision and up-dating of the Master Plan of the City under a comprehensive planning program, as approved by the City Planning Commission. Compensation to the said Planners, Planning Consultants or Architects shall in no event exceed rates for this type of work set forth in the "Policy on Professional Consultants Service and Fees" by the American Institute of Planners; and the total fees payable to the Planners, Planning Consultants or Architects shall not exceed the sum of \$7,500.00, chargeable to and payable from Special Code Account No. 1107—Consultant Services.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 615.

## No. 131

**AN ORDINANCE**—Supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation

thereof," approved October 3, 1922, as amended and supplemented.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented shall be and the same is hereby further supplemented by adding to various paragraphs of Section 2 and Section 3 as follows:

Section 2. That paragraph (OW) of Section 2 of said Ordinance, which paragraph (OW) has the following heading:

"(OW). The following streets or portions of streets are Class C streets upon which traffic will be permitted in only one direction as indicated."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

### ONE-WAY TRAFFIC FLOW

SO. TWENTY-SECOND STREET, from Wharton Street to Sarah Street in the southbound direction.

WHARTON STREET, from Brady Street to Twenty-Second Street in the westbound direction.

SIDNEY STREET, from Twenty-Fifth Street to Brady Street in the westbound direction.

GARWOOD WAY, from Forty-Fourth to Forty-Fifth Streets, in the eastbound direction.

SHERWOOD STREET, from Forty-fifth to Forty-fourth Streets, in the westbound direction.

Section 3. That paragraph (NP) of Section 2 of said Ordinance, which paragraph (NP) has the following heading:

"(NP) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, including Sunday."

shall be and the same is hereby further

supplemented by adding at the end thereof the following:

**NO PARKING  
ANY TIME**

RURAL STREET, from No. Whitfield to No. Beatty Street, south side.

PERALTO STREET, from Troy Hill Road to Chestnut Street, north side.

Section 4. That paragraph (LPW) of Section 2 of said Ordinance, which paragraph (LPW) has the following heading:

"(LPW) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than specified between the designated hours as indicated."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

**15-MINUTE PARKING**

8:00 A. M. to 6:00 P. M.

**EXCEPT SUNDAY**

OAKLAND AVENUE, from Fifth Avenue to a point 110 feet south thereof, west side.

**ONE-HOUR PARKING**

8:00 A. M. to 6:00 P. M.

**EXCEPT SUNDAY**

OAKLAND AVENUE, from a point 110 feet south of Fifth Avenue to Forbes Avenue, west side.

Section 5. That paragraph (NTX) of Section 3 of said Ordinance, which paragraph (NTX) has the following heading:

"(NTX) Traffic is hereby prohibited from making the following turns; this regulation to be in effect during the specified hours."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

**NO LEFT TURN**

8:00 to 9:30 A. M. and 4:30 to 6:00 P. M.

**EXCEPT SUNDAY**

From the south on BOYD STREET to the west on Forbes Street.

**NO LEFT TURN**

7:00 A. M. to 7:00 P. M.

(Instead of 7:00 A. M. to 6:00 P. M.)

**INCLUDING SUNDAY**

From the west on the Boulevard of the Allies to the north on Grant Street.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 616.

## No. 132

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Calculating Machine, less trade-in, for the Bureau of Engineering, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Calculating Machine, less trade-in, for the Bureau of Engineering, Department of Public Works, at a cost not to exceed the total sum of \$600, in accordance with an Act of Assembly entitled "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1534, Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 617.

## No. 133

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Gas Hot Water Heater, for the Bureau of Bridges, Highways and Sewers, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Gas Hot Water Heater, for the Bureau of Bridges, Highways and Sewers, Department of Public Works, at a cost not to exceed the total sum of \$575, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1662, Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 18, 1958.

Approved March 25, 1958.

Ordinance Book 61, Page 618.

## No. 134

**AN ORDINANCE** — Authorizing the purchase of cast iron water pipe lines and fittings, together with all the necessary appurtenances in Greer Street as laid out in the Wingold Manor Plan of Lots, recorded in Allegheny County Recorder of Deeds Office in Plan Book Volume 58, Pages 61 and 62 and situated in the Fifteenth Ward, from Mr. Ralph Goldvarg, President of the Windsor Construction Company, and providing for the payment of the cost thereof.

Whereas, the Windsor Construction Company has constructed these cast iron water pipe lines and appurtenances in Greer Street from Glen Lytle Road to Exposition Way and consisting of 1053.4 feet of six (6) inch cast iron water pipe lines and fittings with all the necessary valves, valve boxes, castings, fire hydrant, etc., to service nineteen (19) dwellings, all of which have been completed and occupied since June, 1957.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be authorized to purchase the existing cast iron pipe lines in Greer Street from Glen Lytle Road to Exposition Way, situated in the Fifteenth Ward, from the Windsor Construction Company for the sum of \$6,774.00.

Section 2. That upon a receipt of a bill of sale conveying the said cast iron water pipe lines and appurtenances in a form approved by the City Solicitor, the Mayor be authorized to issue and the City Controller to countersign a warrant in favor of the Windsor Construction Company in the amount of Six Thousand Seven Hundred Seventy-four (\$6,774.00) Dollars in payment thereof, payable from Code Account No. 1707, Department of Water, Rehabilitation and Reconditioning of the Water System.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 618.

## No. 135

**AN ORDINANCE**—Providing for a contract or contracts for the Construction of a Viewing Platform Bandstand and related facilities at Grandview Park, in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Public Works, and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the Construction of a Viewing Platform Bandstand and related facilities at

Grandview Park, in the Department of Parks and Recreation.

The work involved in the construction of this development will include grading, masonry work, concrete work, paving, landscaping, electric work, plumbing work, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1958 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$55,550.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 619.

## No. 136

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Lanterns for the Warehouse, Department of Supplies, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Lanterns, for the Warehouse, Department of Supplies, at a cost not to exceed the total sum of \$1,350.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the Ordinances of Council in such cases made and provided, the same to be payable from Code Account No. S. T. F., Warehouse, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 620.

## No. 137

**AN ORDINANCE**—Authorizing and directing the Mayor and the City Treasurer to enter into an agreement with the Holmes Electric Protective Company of Pittsburgh for the installation of a standard vault detector system and other protective devices for the vault in the office of the City Treasurer, and providing for the payment therefor.

Whereas, the City entered into a contract with the Holmes Electric Protective Company of Pittsburgh on June 22, 1948, for electric protective service for the vault in the office of the City Treasurer by means of electric protective equipment; and

Whereas, the said Company has advised that the installation and replacement of certain protective equipment is necessary to provide complete protection, and that such installation will result in a substantial reduction of insurance rates to the City; and

Whereas, the said 1948 agreement provides that electric protective equipment shall be installed by and remain the property of the Holmes Electric Protective Company of Pittsburgh; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the City Treasurer are hereby authorized and directed to enter into an agreement with the Holmes Electric Protective Company of Pittsburgh for the installation of a standard vault detector system and other protective devices for the vault in the office of the City Treasurer. The cost of the installation shall not exceed \$2,553.00, and shall be chargeable and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 620.

## No. 138

**AN ORDINANCE**—Authorizing the issuance of warrants in favor of the following:

Name of Company	Commodity	Amount
M. H. Detrick Company, Fire Clay Shapes	-----	\$1,800.00
International Business Machines Co., Ribbons for I.B.M. Machine No. 402	-----	19.05
Malone Plumbing Supply Company, Triple Copper Coil for Lawson No. 730 Triple Coil Heater	-----	30.67
Watson-Standard Company, Plate Glass for Aspinwall Pumping Station Door	-----	18.97

without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to counter-sign warrants as follows:

M. H. Detrick Company, in the sum of \$1,800.00, for Fire Clay Shapes, for the Bureau of Refuse, Department of Public Works, payable from Code Account No. 1689.

International Business Machines Company, in the sum of \$19.05, for Ribbons for I. B. M. Machine No. 402, Bureau of Traffic Court, Office of the Mayor, payable from Code Account No. 1031.

Malone Plumbing Supply Company, in the sum of \$30.67, for Triple Copper Coil for Lawson No. 730 Triple Coil Heater, Department of Water, Aspinwall Pumping Station, payable from Code Account No. 1752.

Watson-Standard Company, in the sum of \$18.97, for Plate Glass for

Aspinwall Pumping Station, Department of Water, Aspinwall Pumping Station, payable from Code Account No. 1772.

These supplies were furnished to the City of Pittsburgh without previous authority of law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 621.

## No. 139

**AN ORDINANCE**—Amending a portion of Section 2 of Ordinance No. 65, approved February 14, 1958, entitled "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Madge E. Kyle and Thomas C. Kyle, her husband, certain property situate in the Twentieth Ward of the City of Pittsburgh, Pennsylvania, for park and recreation purposes, and providing for the payment of the same."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Section 2 of Ordinance No. 65, approved February 14, 1958, entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Madge E. Kyle and Thomas C. Kyle, her husband, certain property situate in the Twentieth Ward of the City of Pittsburgh, Pennsylvania, for park and recreation purposes, and providing for the payment of the same" shall be amended by adding thereto the following:

"Taxes for the year 1958 to be prorated as of date of delivery of deed."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 621.

## No. 140

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Steel Poles, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Steel Poles for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$20,000, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 622.

## No. 141

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract or contracts for the employment of a Professional Engineer or Engineers for engineering services in connection with the Grading, Paving and Curbing of Chartiers Avenue from Isoline Street to Wind Gap Avenue, and appropriating funds for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works, be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh, with a Professional Engineer or Engineers for engineering services including necessary conferences and preliminary field survey in connection with the Grading, Paving and Curbing of Chartiers Avenue between Isoline Street and Wind Gap Avenue, in form approved by the City Solicitor.

Compensation to said engineer or engineers shall conform with the rates adopted by the Pennsylvania Society of Professional Engineers, provided, however, that the contract between the City of Pittsburgh and the said engineer or engineers shall provide clauses to protect the City of Pittsburgh in the event the work authorized herein shall be interrupted or postponed, due to circumstances that are considered to be to the best interest of the City of Pittsburgh.

The total amount of fee payable to the Engineer or Engineers, shall not exceed the sum of \$3,000.00.

Section 2. That the sum of \$3,000.00, is hereby set aside and chargeable to Bond Fund No. 185-1952, for payment of Engineering Fees.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 622.

## No. 142

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of 2½" Fire Hose, for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies

are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 2½" Fire Hose, for the Bureau of Bridges, Highways and Sewers, Department of Public Works, at a cost not to exceed the total sum of \$800, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1629, Equipment, Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 623.

## No. 143

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Waste Receptacles for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Waste Receptacles, for the Bureau of Bridges, Highways and Sewers, Department of Public Works, at a cost not to exceed the total sum of \$2,000.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be pay-

able from Code Account No. 1629, Equipment, Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 624.

## No. 144

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Cabinets and Files, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Cabinets and Files for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$730.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1496, Equipment, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 624.

## No. 145

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Gas Ranges, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Gas Ranges, for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$1,200.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 625.

## No. 146

**AN ORDINANCE**—Transferring the sum of \$528.10 from Code Account No. 42, Contingent Fund, to Code Account No. 1369, Salaries and Wages, Temporary Employees, Municipal Hospital, Department of Lands and Buildings.

Whereas, A Certificate of Emergency signed by the Mayor and the City Controller relating to this matter has been filed with Council; Now Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$528.10 from Code Account No. 42, Contingent Fund, to Code Account No. 1369, Salaries and Wages, Temporary Employees, Municipal Hospital, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 625.

## No. 147

**AN ORDINANCE**—Transferring the aggregate sum of \$3,500.00 within code accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Whereas, A Certificate of Emergency, signed by the Mayor and the City Controller, relating to this matter has been filed with the City Council; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of \$3,500.00 within code accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works, as follows:

### FROM CODE ACCOUNT NOS.:

1603	Salaries, Regular Employees, General Office	\$2,450.00
1608	Salaries, Regular Employees, Division Offices	250.00
1620	Salaries, Temporary Employees, Cleaning Highways	500.00
1652	Salaries, Temporary Employees, Bureau Truck Drivers	300.00

### TO CODE ACCOUNT NO.:

1650	Wages, Temporary Employees—January to March	
	—Bureau Laborers	\$3,500.00



Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 625.

## No. 148

**AN ORDINANCE**—Providing for a contract or contracts for the widening and otherwise improving various street intersections throughout the City and other work incidental thereto, and for the payment of the costs thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the widening and otherwise improving various street intersections throughout the City, namely:

N. Craig Street at Baum Boulevard  
Beechwood Boulevard at Ronald Street  
Boulevard of the Allies at Craft Ave.  
Forbes Avenue at Wightman Street  
Forbes Avenue at Schenley Park  
Entrance

in accordance with the Laws and Ordinances governing said City in an amount not to exceed the sum of \$16,000.00, chargeable to and payable from Bond Fund No. 191, General Public Improvement Bonds 1956.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 626.

## No. 149

**AN ORDINANCE**—Approving the form of redevelopment contract between the Urban Redevelopment Authority of Pittsburgh and the Public Auditorium Authority of Pittsburgh and Allegheny County and making certain findings in relation thereto.

Whereas, by Ordinance No. 20, approved February 4, 1956, this Council approved, inter alia, the form of a redevelopment contract between Urban Redevelopment Authority of Pittsburgh (hereinafter referred to as "Redevelopment Authority") and the Public Auditorium Authority of Pittsburgh and Allegheny County, (hereinafter referred as "Auditorium Authority"), as submitted by the Redevelopment Authority in the form approved by said Authority on January 4, 1956; and

Whereas, the aforementioned form of redevelopment contract does not meet the present requirements of the Housing and Home Finance Agency of the United States of America for Title I projects under the National Housing Act of 1949, as amended; and

Whereas, the Redevelopment Authority has redrafted the form of such redevelopment contract to meet the requirements of the said Housing and Home Finance Agency and has approved the same on March 14, 1958; and

Whereas, the Redevelopment Authority has submitted, by letter dated March 21, 1958, to this Council, the redrafted form of the redevelopment contract between the Redevelopment Authority and the Auditorium Authority for the approval of this Council in accordance with the Urban Redevelopment Law (Act of May 24, 1945, P. L. 991); and

Whereas, this Council believes the said redrafted form of redevelopment contract, as submitted, is in the best interest of the citizens of the City of Pittsburgh and desires to give its approval to it; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the form of redevelopment contract between the Redevelop-

ment Authority and the Auditorium Authority, submitted by letter dated March 21, 1958, to the Council of the City of Pittsburgh by the Redevelopment Authority be and the same is hereby approved as submitted, and this Council hereby finds the said redevelopment contract to be in substantial conformity with the Redevelopment Proposal and the Redevelopment Area Plan made a part thereof, as amended by Modification No. 1 for the redevelopment of Redevelopment Area No. 3 in the Second and Third Wards of the City of Pittsburgh, which Proposal Plan, and Modification No. 1, have been approved by the Council of the City of Pittsburgh by Ordinance No. 255, approved July 13, 1955, and Ordinance No. 20, approved February 4, 1956.

Section 2. This Council approves the execution and delivery of the aforementioned redevelopment contract and the lease attached thereto by the Redevelopment Authority.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 627.

## No. 150

**AN ORDINANCE**—Approving the preliminary and final plans and specifications for the public auditorium project to be erected by the Public Auditorium Authority of Pittsburgh and Allegheny County in Redevelopment Area No. 3.

Whereas, the Redevelopment Area Plan and the Proposal for the redevelopment of Redevelopment Area No. 3 were approved by Ordinance No. 255, approved July 13, 1955; and

Whereas, the said Redevelopment Area Plan was modified by Modification No. 1, approved by Ordinance No. 20, approved February 4, 1956; and

Whereas, the redevelopment contract between the Urban Redevelopment Au-

thority of Pittsburgh and the Public Auditorium Authority of Pittsburgh and Allegheny County, and the lease from the Urban Redevelopment Authority of Pittsburgh to the Public Auditorium Authority of Pittsburgh and Allegheny County of the property on which the public auditorium project is to be erected, approved by Ordinance No. ...., approved ....., 1958, require the approval of the preliminary and final plans and specifications for the project by the Council of the City of Pittsburgh, the City Planning Commission of the City of Pittsburgh, the Art Commission of the City of Pittsburgh and the Urban Redevelopment Authority of Pittsburgh before construction of the project may be commenced; and

Whereas, the City Planning Commission, the Art Commission and the Urban Redevelopment Authority of Pittsburgh have approved the said plans and specifications and have so advised City Council. Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the preliminary and final plans and specifications for the public auditorium project to be erected by the Public Auditorium Authority of Pittsburgh and Allegheny County in Redevelopment Area No. 3, including the site plan, the structures and buildings and the park designs, as set forth in plans prepared by Mitchell & Ritchey, registered architects, for Job No. 5514R, dated November 1, 1957, are hereby approved.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 628.

## No. 151

**AN ORDINANCE**—Authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into an Agreement with

the Public Auditorium Authority of Pittsburgh and Allegheny County, and with the County of Allegheny, for the making by the City and the County of annual grants from current revenues to the Authority to assist in defraying the costs of bond debt service and rental to be paid by the Authority.

Whereas, the Public Auditorium Authority of Pittsburgh and Allegheny County was organized by the City of Pittsburgh jointly with the County of Allegheny for the purpose, among others, of acquiring, constructing and operating a public auditorium; and

Whereas, the City of Pittsburgh, jointly with the County of Allegheny, have determined that a public auditorium is necessary for the benefit of the people of the City of Pittsburgh and the County of Allegheny, and have requested the Authority to undertake the acquisition and construction of a new public auditorium; and

Whereas, the public auditorium will be one of the major projects in the Lower Hill redevelopment program, Redevelopment Area No. 3; and

Whereas, the Public Auditorium Authority of Pittsburgh and Allegheny County requires additional funds to enable it to pay the cost of acquisition and construction of the project, for which it proposes to make certain bank loans and to issue bonds; and

Whereas, Section 10 of the Public Auditorium Authorities Law of July 29, 1953, P. L. 1034, authorizes municipalities to make annual grants from current revenues to public auditorium authorities to assist in defraying the costs of operation, maintenance and debt service of the project, and to enter into long term agreements providing for the payment of the same; and

Whereas, the City of Pittsburgh, jointly with the County of Allegheny, desire to make annual grants from current revenues to the Authority for the purposes set forth above; and

Whereas, the entering into of this Agreement will be to the best interests of the people of the City of Pittsburgh and the County of Allegheny by enabling the Public Auditorium Authority of Pittsburgh and Allegheny County to

carry out the purposes for which it was created; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into an Agreement with the Public Auditorium Authority of Pittsburgh and Allegheny County and with the County of Allegheny for the making by the City and the County of annual grants from current revenues to the Authority to assist in defraying the costs of bond debt service and rental to be paid by the Authority. The Agreement shall be subject to the approval of the City Solicitor, and shall be in substantially the following form:

ARTICLES OF AGREEMENT  
between  
PUBLIC AUDITORIUM AUTHORITY OF  
PITTSBURGH AND ALLEGHENY  
COUNTY

CITY OF PITTSBURGH

COUNTY OF ALLEGHENY

This Agreement dated as of the ---- day of -----  
in the year One Thousand Nine Hundred Fifty- ----, by and between PUBLIC AUDITORIUM AUTHORITY OF PITTSBURGH AND ALLEGHENY COUNTY (hereinafter called the "Authority"), a public body corporate and politic, exercising public powers of the Commonwealth as an agency thereof, organized and existing under and by virtue of the Act of the General Assembly of the Commonwealth of Pennsylvania, approved July 29, 1953, P. L. 1034, as heretofore or hereafter amended (hereinafter called the "Act"), party of the first part, and CITY OF PITTSBURGH and COUNTY OF ALLEGHENY (hereinafter called the "Incorporating Municipalities"), political subdivisions created and existing under and by virtue of the laws of the Commonwealth of Pennsylvania, parties of the second part,

WITNESSETH:

Whereas, the Authority was organized by the Incorporating Municipalities, pursuant to the Act, for the purpose of acquiring, holding, constructing, improv-

ing, maintaining and operating, owning, leasing, either in the capacity of lessor or lessee, public auditoriums; and

Whereas, the Incorporating Municipalities have determined that a public auditorium is necessary to benefit the people of the Incorporating Municipalities and of the Commonwealth by, among other things, increasing their commerce and prosperity and promoting their educational, cultural, physical, civic, social and moral welfare; and

Whereas, the Incorporating Municipalities have requested the Authority to undertake the acquisition and construction of a new public auditorium; and

Whereas, pursuant to the Act, the Authority proposes to acquire by purchase or lease a certain tract of land situate in the Second and Third Wards of the City of Pittsburgh, Pennsylvania, and proposes to construct thereon, equip and operate a public auditorium as that term is defined in the Act (which public public auditorium together with the site for the same is hereinafter called the "Project"); and

Whereas, the plans and specifications of the Project have been approved by the City of Pittsburgh, the County of Allegheny, the City Art Commission, the City Planning Commission, the Urban Redevelopment Authority of Pittsburgh and the Department of Labor and Industry of the Commonwealth of Pennsylvania; and

Whereas, the Authority has heretofore publicly advertised in accordance with the provisions of the Act for proposals for the construction of the Project and has received firm proposals for the construction of the Project; and

Whereas, the Authority has received grants-in-aid to assist in defraying the cost of the acquisition and construction of the Project from the Incorporating Municipalities and for said purpose has received contributions or holds commitments to make contributions from private corporations, firms, trusts, foundations and individuals; and

Whereas, the Authority requires additional funds to enable it to pay for the balance of the costs and expenses of acquisition and construction of the Project and to provide a reasonable margin for contingencies; and

Whereas, the Authority, in order to acquire the required additional funds, pending the issuance and sale by the Authority of its revenue bonds, proposes to borrow not exceeding \$14,450,000.00 from Banks under a Loan Agreement, incorporated by reference herein, in substantially the form submitted by the Authority to the Incorporating Municipalities on March 20, 1958, which is hereby in all respects approved; and

Whereas, the Authority proposes to issue its Auditorium Revenue Bonds (herein called the "Bonds") in one or more series, for the purposes contemplated or required by the Loan Agreement including, without limitation, the repayment of loans made to the Authority under the Loan Agreement, and the Authority may also issue Bonds to provide any funds (additional to those obtained grants-in-aid, contributions and bank loans referred to above) which may be required to complete the Project, all such Bonds to be issued not later than August 1, 1961, to mature over a period not more than forty (40) years after the date of issue thereof in such amounts that the annual debt service requirements, including amounts required to be paid for principal and interest and to be deposited to the credit of any sinking, purchase or analogous fund, shall be approximately equal, and to be in an aggregate principal amount not exceeding \$15,000,000.00 exclusive of Bonds issued in exchange or substitution for other Bonds; and

Whereas, as set forth in the Act, in acquiring and constructing the Project, the Authority will be exercising public powers of the Commonwealth as an agency thereof; and

Whereas, the Incorporating Municipalities desire to make annual grants from current revenues to the Authority to assist in defraying the costs of debt service of bonds issued by the Authority and the rental, if any, to be paid by the Authority to Urban Redevelopment Authority of Pittsburgh, and desire to enter into this Agreement providing for the payment of the same; and

Whereas, the Authority and the Incorporating Municipalities have been advised and believe that the entering into of this Agreement between the Authority and the Incorporating Municipalities is desirable in order to enable the Au-

thority to carry out the purposes for which it was created;

Now, Therefore, the parties hereto, in consideration of the agreements, covenants and conditions herein contained on the part of each to be performed, covenant and agree as follows:

Section A 1. The Incorporating Municipalities covenant and agree to pay to the Authority, or its assigns, as annual grants hereunder, an amount in each year equal to the sum of (a) the maximum annual debt service requirements on each series of Bonds outstanding on January 1 of such year and (b) the rental, if any, payable during such year by the Authority to Urban Redevelopment Authority of Pittsburgh in the sum of \$100,265.65. As used herein the term "maximum annual debt service requirements" with respect to any series of Bonds, shall mean the maximum aggregate amount required in any year to be paid on account of principal of, or interest on, such series of Bonds and to be deposited to the credit of any sinking, purchase or analogous fund established for such Bonds; provided, however, that the debt service requirements in respect of any fiscal year for a series of Bonds for which there shall have been established a sinking, purchase or analogous fund shall be determined after projecting the operation of such fund to the retirement of Bonds by redemption and giving effect to the reduction in the payments to be made in such year in respect of the principal of and interest on such Bonds by reason of such redemption.

2. Payment of said annual grants shall be made in equal semi-annual installments on the first day of May and November of each year commencing on May 1 of the year next following the year in which the first series of Bonds of the Authority is issued and continuing for so long as any Bonds of the Authority shall be outstanding and for so long as any rental shall be payable by the Authority to Urban Redevelopment Authority of Pittsburgh.

3. In the event that the operation of the Project by the Authority for any fiscal year of the Authority shall, after the payment of all costs and expenses of operation and current maintenance and the establishment of reserves for operation, maintenance and debt service,

result in an actual cash surplus available for payment of debt service upon the Authority's bonds and for payment of rental, if any, to Urban Redevelopment Authority of Pittsburgh, which cash surplus shall have been deposited with the Trustee under the Trust Indenture securing the Authority's Auditorium Revenue bonds, such surplus shall be allowed to the Incorporating Municipalities as a credit against the payment of the annual grants for the next succeeding calendar year of the Incorporating Municipalities, and the amount of the annual grant due during such next succeeding calendar year of the Incorporating Municipalities shall be reduced by the amount of such surplus. Such credit against the payment of the annual grant and reduction in the amount thereof shall in no case exceed the total amount of the annual grant for such year. The Authority covenants that it will deposit, at the end of each fiscal year of the Authority, any such surplus with the Trustee pursuant to the provisions of said Trust Indenture.

4. In the event there shall be surplus moneys after the payment of all costs and expenses of operation and current maintenance, the establishment of reserves for operation, maintenance and debt service and the payment by the Authority of debt service upon the Authority's bonds and the payment of rental, if any, to Urban Redevelopment Authority of Pittsburgh, the Authority covenants and agrees that such surplus moneys will be applied from time to time, as permitted by the Authority's Trust Indenture securing its Auditorium Revenue Bonds, only to the prior redemption or purchase of bonds of the Authority at the time outstanding, unless the Authority shall have received the prior written approval of the Incorporating Municipalities to apply such surplus moneys to purposes other than as aforesaid.

5. In the event the entire annual grant for any year of this Agreement is not paid when due out of the current revenues of the Incorporating Municipalities for such year, the balance of such annual grant shall be paid out of the current revenues of the next succeeding year or years and the Incorporating Municipalities covenant to include the amount not paid in their appropriations for such year or years.

6. It is the intention of the parties hereto that each of the Incorporating Municipalities shall be liable to pay its proportionate share of the annual grants due hereunder only from its current revenues.

7. Each Incorporating Municipality shall be responsible for fifty per cent (50%) of the total annual grant; except that if one Incorporating Municipality shall make capital contributions in excess of the capital contributions made by the other, each Incorporating Municipality shall be responsible for a proportionate share of the annual grants computed in accordance with the following formula

(a) Determine the amount of the total annual grant which would have been required if the Authority had outstanding on January 1 of the year in question (in addition to the Notes and/or Bonds actually outstanding on that date) a principal amount of Bonds equal to the difference between the capital contributions made on or before that date by the respective Incorporating Municipalities and assuming that such Bonds matured serially over a period of 40 years in such amounts that the Debt Service Requirements therefor were approximately equal and that such Bonds bore interest at the average rate of interest borne by the Notes and/or Bonds outstanding on such January 1.

(b) Divide the amount thus determined by 2.

(c) The resulting figure is the amount of the actual annual grant for such year payable by the Incorporating Municipality which has made the lesser capital contribution.

(d) The balance of the actual annual grant payable for such year is the amount payable by the Incorporating Municipality which made the larger capital contribution.

8. Each Incorporating Municipality covenants and agrees to provide in its appropriations for each of its fiscal years during the term of this Agreement, funds in an amount sufficient to pay its share of the annual grants required under the terms hereof to be paid by it to the Authority, or its assigns, in such fiscal year.

Section B 1. The Authority covenants and agrees that it will use its best efforts to acquire, construct and equip the Project, or cause the same to be acquired, constructed and equipped, as soon as practicable.

2. The Authority covenants and agrees to furnish each of the Incorporating Municipalities with a copy of its annual audit at the end of each of its fiscal years during the term of this Agreement, beginning with the audit for the fiscal year ending June 30, 19-----.

3. The Authority covenants and agrees to furnish each of the Incorporating Municipalities with a copy of its proposed budget at least thirty (30) days prior to adoption of such budget for each of its fiscal years during the term of this Agreement, beginning with the budget for the Authority fiscal year commencing July 1, 19-----, and to furnish the Incorporating Municipalities with a copy of such budget, as finally adopted, and any revision thereof.

4. The Authority covenants and agrees to submit to the Mayor and to the City Council of the City of Pittsburgh and to the Board of County Commissioners of the County of Allegheny all contracts or leases hereafter to be made, affecting the operation of the Project or any part or function thereof, having a term of three (3) years or longer, or which by reason of the provisions thereof with respect to renewal could be of duration of three (3) years or longer. Such submission shall in each case be made not less than thirty (30) days prior to the adoption by the Authority of resolutions approving the form and authorizing the execution of such contracts or leases. The Authority covenants and agrees that it will not approve the form of, nor authorize the execution of, any such contract or lease the terms and provisions of which may be in any particular unsatisfactory to either of the said Incorporating Municipalities; provided, however, that unless the Incorporating Municipalities, or either of them, within thirty (30) days of receiving a copy of proposed contract or lease, shall have given written notice to the Authority of their objections, if any, thereto, setting forth in reasonable detail their reasons therefor, the particular contract or lease under consideration shall be conclusively

presumed not to be unsatisfactory to them, or either of them.

5. The Authority agrees to maintain or cause to be maintained insurance, in the name of the Authority, against fire and such other hazards as are customarily insured against, upon the project in such amount or amounts, not less than 80% of insurable value in the case of fire insurance, as may be satisfactory to the Authority. In the event that any or all of the project shall be wholly or partially destroyed by fire or other casualty insured against, the Authority agrees that it will take all actions and do all things or cause the same to be taken or done, and cooperate in the taking of any such actions, which may be necessary to enable recovering to be made upon the policies of insurance covering the risk in order that the insurance moneys may be duly collected. In the event that any or all of the project shall be wholly or partially destroyed by fire or other casualty insured against, the Authority agrees that it will rebuild or replace but only to the extent of the proceeds of the insurance collected for such loss, the destroyed or partially destroyed buildings or structures.

6. The Authority shall, at its sole cost and expense, maintain general public liability insurance against claims for bodily injury, death or property damage occurring on, in or about the project and the adjoining sidewalks and passageways, such insurance to provide protection to the Authority to the limit of not less than \$200,000 with respect to bodily injury or death to any one person, to the limit of not less than \$5,000,000 in respect to any one accident and to the limit of not less than \$50,000 in respect to property damage.

7. The Authority shall, at its sole cost and expense, maintain boiler and pressure vessel explosion insurance in an amount at least equal to \$100,000 with respect to all boilers and pressure vessels in any building or structure constituting a part of the project from time to time. All insurance provided for in this agreement shall be effected under a valid and enforceable policy or policies issued by insurers of recognized responsibility.

8. It is understood and agreed that the annual grants payable hereunder shall continue to be payable at the time

and in the amounts herein specified, irrespective of whether or not there shall for any reason whatsoever be a delay in the acquisition and construction of the Project and irrespective of whether or not the Project shall be completed or any or all of the buildings, structures or improvements upon the premises shall have been wholly or partially destroyed, and irrespective of the taking of said premises or any portion thereof by condemnation or otherwise, the lawful prohibition of the Authority's use thereof, the interference with such use by any private person or corporation, or any eviction by the lessor or by paramount title, and that this agreement shall not terminate prior to the expiration of its term as provided in paragraph 4 hereof, nor shall there be any abatement of or redemption of any annual grant, for any cause whatsoever, whether similar or dissimilar to any of the foregoing, any present or future law to the contrary notwithstanding. The covenant of the Incorporating Municipalities to pay the annual grants are and shall be deemed separate and independent covenants, and the Incorporating Municipalities shall have no right of set-off, recoupment or counterclaim.

9. The Authority shall deliver to each of the Incorporating Municipalities one complete set of the final plans and specifications of the Project, and the Incorporating Municipalities shall have the right from time to time during the construction of the Project to inspect, through their properly designated agents, representatives and employees, the conduct of the work for the purpose of determining compliance with the plans and specifications. Any changes, modifications or additions to the plans and specifications, or any changes in the amounts paid to contractors, in the method of payment to contractors, including, but not limited to, releases of retained percentages, shall be submitted to the Incorporating Municipalities for approval. All determinations and approvals of the Incorporating Municipalities under the provisions of this paragraph shall be addressed in writing to the Executive Director of the Authority at its principal office, now located at 1046 Union Trust Building, Pittsburgh 19, Pennsylvania.

Section C 1. It is understood and agreed that the Authority may assign

all its right, title and interest in and to this Agreement to the trustee under the Trust Indenture entered into or to be entered into securing its Auditorium Revenue Bonds, and the Incorporating Municipalities hereby consent to such assignment, and, upon receipt of written notice thereof from the Authority, agree to pay or cause to be paid all annual grants hereunder in accordance therewith.

Section D 1. This Agreement shall take effect immediately upon its execution by the parties hereto and shall continue until the Authority shall have paid, or shall have deposited with the Trustee under the Trust Indenture sufficient funds (otherwise unencumbered) to pay, all principal and interest and expenses of redemption (if any) upon its Auditorium Revenue Bonds, together with the balance of the rental (if any) payable by it to Urban Redevelopment Authority of Pittsburgh.

Section E 1. This Agreement has been authorized on the part of the Authority by Resolution of its Board duly adopted at a meeting held \_\_\_\_\_, 19---

2. This Agreement has been authorized on the part of the City of Pittsburgh by Ordinance No. \_\_\_\_\_, approved on \_\_\_\_\_, 19---, recorded in Ordinance Book Volume ---, page ---, and published all in accordance with law.

3. This Agreement has been authorized on the part of the County of Allegheny by Resolution of its Board of County Commissioners duly adopted at a meeting held \_\_\_\_\_, 19---

WITNESS the due execution hereof as of the day and year first above written but actually on the date of the latest acknowledgement at the end hereof.

PUBLIC AUDITORIUM AUTHORITY  
OF PITTSBURGH AND ALLEGHENY  
COUNTY

By \_\_\_\_\_  
Chairman

Attest:

\_\_\_\_\_  
Secretary

(SEAL)

Approved as to Form:

\_\_\_\_\_  
Solicitor

CITY OF PITTSBURGH

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Director, Department of  
Parks & Recreation

Attest:

\_\_\_\_\_  
(SEAL) Approved as to Form:

\_\_\_\_\_  
Solicitor  
Countersigned:

\_\_\_\_\_  
City Controller

COUNTY OF ALLEGHENY

\_\_\_\_\_  
Commissioners

Attest:

\_\_\_\_\_  
(SEAL) Approved as to Form:

\_\_\_\_\_  
Solicitor

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 628.

No. 152

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of Drills and Taps, for the Division of Distribution, Department of Water and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a con-



tract to the lowest responsible bidder for the furnishing and delivery of Drills and Taps for the Division of Distribution, Department of Water, at a cost not to exceed the total sum of \$700, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1788, Equipment and Machinery, Division of Distribution, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 635.

## No. 153

**AN ORDINANCE**—Appropriating and setting aside the sums of One Hundred Seventy-five Thousand and 00/100 (\$175,000.00) Dollars to Code Account No. 1140, Federal Surplus Food, Department of Supplies, Salaries and Wages, Temporary Employees and Expenses, for the handling, warehousing, packaging, transporting and delivering of surplus foods, and other services related thereto, for and in behalf of the City of Pittsburgh;

Whereas, a Certificate of Emergency signed by the Mayor and the City Controller of the City of Pittsburgh relating to this matter has been filed with Council of the City of Pittsburgh; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of \$175,000.00 be appropriated and set aside to Code Account No. 1140, Federal Surplus Food, Department of Supplies, Salaries and Wages, Temporary Employees and Expenses, for the handling, warehousing, packaging, transporting and delivering of

surplus foods, and other services related thereto, for and in behalf of the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 1, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 536.

## No. 154

**AN ORDINANCE**—Supplementing Ordinance No. 491, entitled "An Ordinance Fixing the Number of Officers and Employees of all Departments of the City of Pittsburgh, and the Rate of Compensation, Thereof," approved December 30, 1957, Department of Supplies;

Whereas, a Certificate of Emergency signed by the Mayor and the City Controller of the City of Pittsburgh relating to this matter has been filed with Council of the City of Pittsburgh;

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Ordinance No. 491, entitled "An Ordinance Fixing the Number of Officers and Employees of all Departments of the City of Pittsburgh and the Rate of Compensation Thereof," approved December 30, 1957, Department of Supplies, shall be and the same is hereby supplemented by adding thereto the following positions:

### 24 A. DIVISION OF SURPLUS FOOD

- One (1) Supervisor  
\$5,500.00 per annum
- One (1) Assistant Supervisor  
\$4,500.00 per annum
- Clerk Investigators, as needed  
\$4,200.00 per annum
- Stenographer-Clerks, as needed  
\$3,600.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 1, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 636.

## No. 155

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the handling, warehousing, packaging, transporting and delivering of surplus food, and other services related thereto, Department of Supplies, the payment of the costs thereof not to exceed One Hundred Thirty Thousand and 00/100 (\$130,000.00) Dollars.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies be and they are hereby authorized and directed to enter into a contract or contracts for the handling, warehousing, packaging, transporting and delivering of surplus food, and other services related thereto, at a cost not to exceed One Hundred Thirty Thousand and 00/100 (\$130,000.00) Dollars, in accordance with the laws and ordinances governing the City of Pittsburgh, and charge the same to Code Account No. 1140, Federal Surplus Food, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 1, 1958.

Approved April 2, 1958.

Ordinance Book 61, Page 637.

## No. 156

**AN ORDINANCE**—Providing for the payment of the cost of the City's share of the work involved during the improvement, by the Commonwealth of Pennsylvania, of Legislative Route 228, Section 20, Traffic Route 80, (Liberty Avenue) and Stanwix Street at Station 10 + 90 to the Intersection of Legislative Route 228 (Liberty Avenue) and Seventh

Avenue at Station 29 + 07, approximately 1,817.0' in length.

Whereas, by virtue of Ordinance 106, approved March 19, 1958, authority is given for participation by the City of Pittsburgh in contract work let by the Commonwealth of Pennsylvania for the improvement of Legislative Route 228, Section 20, Traffic Route 80.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller is hereby authorized and directed to set aside the sum of Ninety-five Hundred (\$9,500.00) Dollars to provide for payment of the cost of the City's share of the work during the improvement, by the Commonwealth of Pennsylvania, of Legislative Route 228, Section 20, Traffic Route 80.

The City's share of the work involves the repair and replacement of certain existing miscellaneous drainage and water service structures as indicated on the drawings in connection with the improvement of the described section of the State Highway in an amount not to exceed Ninety-five Hundred (\$9,500.00) Dollars, and said amount being chargeable to and payable from Code Account No. 1707, Rehabilitation and Reconditioning of Water System, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1958.

Approved April 10, 1958.

Ordinance Book 61, Page 637.

## No. 157

**AN ORDINANCE**—Authorizing an Agreement between the Pittsburgh Railways Company and the City of Pittsburgh providing for the temporary abandonment of the eastern or northbound street railway track on Ninth Street beginning at a point in the westbound track on Liberty Avenue, thence extending in a northwardly direction by curve

and tangent along Ninth Street to the Ninth Street Bridge, including connecting curve located at Fort Duquesne Boulevard, and on Anderson Street beginning at the Ninth Street Bridge and extending in a northwardly direction to Canal Street including connecting curve located at General Robinson Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to on the behalf of the City of Pittsburgh to enter into an Agreement with the Pittsburgh Railways Company for the temporary abandonment of street railway tracks on Ninth Street and on Anderson Street in a form substantially as follows:

#### ARTICLES OF AGREEMENT

MADE and entered into this----- day of -----, A. D., 1958, by and between PITTSBURGH RAILWAYS COMPANY, a corporation of the Commonwealth of Pennsylvania, party of the first part, sometimes hereinafter referred to as "COMPANY," and the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, party of the second part, sometimes hereinafter referred to as "CITY."

#### WITNESSETH

Whereas, An Act of Assembly of the Commonwealth of Pennsylvania, approved on the 3rd day of May, 1905, P. L. 379, authorizes the making of contracts between cities, boroughs and townships of the one part, and street passenger railway companies and motor power companies of the other part, "to secure the removal of any street railway tracks already laid, etc.", and this contract is entered into pursuant to the provisions of the said Act of Assembly; and

Whereas, the City of Pittsburgh, did, by Ordinance enacted June 6, 1870, grant to Federal Street & Pleasant Valley Passenger Railway Company the right to "enter upon, \* \* \* the following streets of said City, to-wit:

Beginning on Ninth Street, at the southern end of Hand Street Bridge; thence along said Ninth Street to Liberty; thence along Liberty to Seventh Avenue; \* \* \*," and

Whereas, the City of Pittsburgh did, by Ordinance approved April 5, 1890, grant to Federal Street & Pleasant Valley Railway Company the right "to enter upon the following streets and highways, to-wit:

BEGINNING at a point on its main line at the intersection of Duquesne Way (now Fort Duquesne Boulevard) and Ninth Street, thence along Duquesne Way to Seventh Street; \* \* \*"; and

Whereas, The City of Allegheny (now the City of Pittsburgh) did, by Ordinance, enacted May 12, 1870, grant to Federal Street and Pleasant Valley Passenger Railway Company the right " \* \* \* to enter upon and occupy the following streets, viz: \* \* \* thence eastwardly along Church Avenue (now Canal Street) to Anderson Street; thence southwardly along Anderson Street to Allegheny Bridge (known as Hand Street) Bridge" and

Whereas, The City of Allegheny (now City of Pittsburgh) did, by Ordinance approved March 30, 1907, grant to Federal Street and Pleasant Valley Passenger Railway Company the right to "enter upon and occupy the following named streets:

"Beginning at a point of connection with the tracks of said company on Anderson Street at its intersection with Robinson Street (now General Robinson Street), thence along Robinson Street to a connection with the tracks \* \* \* as now laid on Federal Street at its intersection with Robinson Street."

Whereas, the aforesaid companies, or their successors, pursuant to the above recited Ordinances, constructed the street railway tracks and appurtenances now in place in the streets hereinafter mentioned; and

Whereas, on December 31, 1950, by Agreement of Merger and Consolidation, full title to said tracks and appurtenances became vested in Pittsburgh Railways Company as successor Company; and

Whereas, certain of the said tracks as hereinafter more particularly described are not at present required for the operation of the Company's transportation service; and

Whereas, the City deems it of benefit to the public that the Company shall

temporarily abandon its street railway tracks as hereinafter more fully described and set forth, and cease to use the same, and is willing to keep said portions of said streets free from street railway tracks during the term of this Agreement, and the Company is willing to temporarily abandon its street railway tracks as hereinafter more fully described on the terms and conditions hereinafter recited.

**NOW, THEREFORE, THIS AGREEMENT WITNESSETH:**

That the parties hereto, in consideration of the mutual covenants and conditions herein recited, do mutually agree as follows, each binding itself, its successors and assigns, to the other, its successors and assigns;

**FIRST:** The Company agrees that it will temporarily abandon its eastern or northbound street railway track and appurtenances (a) on Ninth Street beginning at a point in the westbound track on Liberty Avenue, thence extending in a northwardly direction by curve and tangent along Ninth Street to the Ninth Street Bridge, including connecting curve located at Fort Duquesne Boulevard, and (b) on Anderson Street beginning at the Ninth Street Bridge and extending in a northwardly direction to Canal Street, including connecting curve located at General Robinson Street.

Second: This Agreement shall be in effect for forty-nine (49) years from the date hereof, provided, however, the Company, its successors and assigns, or any of them, shall have the right at any time previous to the end of the term above provided, if they deem it necessary for the improvement of the service or are required to do so by proper order of the Pennsylvania Public Utility Commission, to resume operation of and to reconstruct said street railway tracks and appurtenances, or any part thereof, on said streets, and to connect said street railway tracks and appurtenances, or so much thereof as may be reconstructed, with adjoining street railway tracks and appurtenances in the same manner as they are connected at the date hereof, and shall have the same rights and privileges as they had before said tracks and appurtenances were temporarily abandoned, and this Agreement shall thereupon terminate and be of no further effect, insofar as it affects the street

railway tracks and appurtenances of which operation is resumed. Upon the expiration of this Agreement, or the termination of the same for any reason, the Company, its successors and assigns, or any of them, may resume operation of and may reconstruct said street railway tracks and appurtenances, or any part thereof, upon said streets, in the same manner as they are constructed at the date hereof, and with the same rights and privileges as they had before said tracks and appurtenances were temporarily abandoned.

**THIRD:** In case of the foreclosure of the Mortgage dated as of January 1, 1950, given by the Company to Commonwealth Trust Company of Pittsburgh, as Trustee, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Mortgage Book Vol. 3174, page 28, or any mortgage given in renewal of substitution thereof, or any other mortgage whereby a lien has been secured against any of the street railway tracks and appurtenances temporarily abandoned under and subject to the provisions hereof, the purchaser or purchasers at judicial sale, or the company or companies organized by such purchaser or purchasers, shall have the right at any time hereafter to reconstruct or cause to be reconstructed the street railway tracks and appurtenances so abandoned, or any part thereof, and connect the same with adjoining street railway tracks in the same manner as they are connected at the date hereof, at such time as such purchaser or purchasers or such company or companies may desire, and operate street railway cars thereon.

**FOURTH:** The City covenants and agrees that it will permit such temporary abandonment of street railway tracks and appurtenances on the streets hereinbefore described, and during the continuance of this agreement, municipal consent shall not be granted to any other company or individual to use or occupy the portion of said streets covered by said facilities for street railway purposes, in accordance with the provisions of said Act of Assembly.

**FIFTH:** During the continuance of this Agreement, the Company shall be relieved of all responsibility to pave, repave, maintain, keep clean and repair the portion of the streets hereinbefore

described upon which the said street railway facilities are temporarily abandoned until such time as street railway operation over said portion of said streets shall be resumed. The Company will remove the rails of said street railway track in the curve at the intersection of Liberty Avenue and Ninth Street from point of connection with the westbound track on Liberty Avenue and extending in a northwardly direction to Ninth Street at the north property line of Liberty Avenue.

The remainder of the street railway tracks and appurtenances to be temporarily abandoned under the provisions hereof shall be allowed to remain in place as now constructed until such time as the said portion of said streets shall be repaved by the City or other governmental agency at which time the Company shall remove the rails of said street railway track from the repavement location at its own cost and expense without responsibility for repaving of the street railway area from which said rails are removed.

All of the provisions of this Agreement, execution of which is authorized by Ordinance No. \_\_\_\_\_, Series 1958, approved \_\_\_\_\_, 1958, and recorded in Ordinance Book Vol. \_\_\_\_\_, page \_\_\_\_\_, shall be subject to the provisions of the General Ordinance of the City of Pittsburgh, approved February 25, 1890, except as otherwise provided.

This Agreement shall become effective thirty days after filing with the Pennsylvania Public Utility Commission under Section 911 of the Public Utility Law, unless prior to the effective date, proceedings are instituted by the Commission to determine the reasonableness, legality or any other matter affecting the validity thereof. In such case the Agreement shall not become effective until approved by the Commission.

IN WITNESS WHEREOF, Both parties intending to be legally bound hereby, Pittsburgh Railways Company has caused its corporate seal to be hereunto affixed, attested by its Secretary and this contract to be signed by its President and and this contract is signed and executed in the name of the City of Pittsburgh and for the City of Pittsburgh, by its Mayor, and the seal of the said City is

by the Mayor hereunto affixed, he having been duly authorized so to do by Ordinance of Council of said City, all done the day and year first above written.

PITTSBURGH RAILWAYS  
COMPANY

By \_\_\_\_\_  
President

Attest:

\_\_\_\_\_  
Secretary

CITY OF PITTSBURGH

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Director of the Department  
of Public Works

Attest:

Examined by:

\_\_\_\_\_  
Assistant City Solicitor

Approved as to Form:

\_\_\_\_\_  
City Solicitor

\_\_\_\_\_, 1958. Before the Finance Committee of the City Council of the City of Pittsburgh and approved.

\_\_\_\_\_  
Clerk

Countersigned:

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1958.

Approved April 14, 1958.

Ordinance Book 61, Page 638.

No. 158

AN ORDINANCE—Accepting the dedication of property for the widening of Brinwood Avenue, in the Twenty-

ninth Ward of the City of Pittsburgh, from the dividing line between Lots Nos. 168 and 169 in "Bugman Plan No. 1 Plan of Lots," to a point 86.54 feet northwardly therefrom, by Sophie Kanchy, unmarried, and widening Brinwood Avenue between the limits of the above Deed of Dedication.

Whereas, Sophie Kanchy, unmarried, of the City of Pittsburgh, County of Allegheny, Commonwealth of Pennsylvania, the owner of certain property in the Twenty-ninth Ward of the City of Pittsburgh, laid out in "Bugman Plan No. 1 Plan of Lots," has executed a Deed of Dedication upon said plan for property for the widening of Brinwood Avenue, from the dividing line between Lots Nos. 168 and 169 in "Bugman Plan No. 1 Plan of Lots," to a point 86.54 feet northwardly therefrom, and has released said City from any liability for damages for or by reason of the physical grading of said street to the grade, or grades, to be established, therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the dedication of property for the widening of Brinwood Avenue, from the dividing line between Lots Nos. 168 and 169 in "Bugman Plan No. 1 Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 27, Pages 22-23, to a point 86.54 feet northwardly therefrom, by Sophie Kanchy, unmarried, to the City of Pittsburgh, for public use for highway purposes, shall be and the same is hereby accepted, the same being described as follows, to-wit:

BEGINNING on the west line of Brinwood Avenue at the line dividing Lots Nos. 168 and 169 in the "Bugman Plan No. 1," of record in the Recorder's Office of Allegheny County in Plan Book Volume 27, Page 22; thence along the said dividing line South 80° 06' West 10.28 feet; thence North 3° 32' East 64.99 feet to the east line of Brinwood Avenue, being also the west line of said Lot No. 168; thence along the last described line North 26° 12' 20" East 25.94 feet to the west line of Brinwood Avenue; thence along the west line of Brinwood Avenue South 3° 32' West 86.54 feet to the place of beginning.

Section 2. Brinwood Avenue, from the dividing line between Lots Nos. 168 and

169 in "Bugman Plan No. 1 Plan of Lots," to a point 86.54 feet northwardly therefrom, shall be and the same is hereby widened as a public highway in conformity with the provisions of said dedication.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1958.

Approved April 14, 1958.

Ordinance Book 61, Page 642.

## No. 159

**AN ORDINANCE**—Vacating Swope Way, between Alder Street and a line 98.50 feet northwardly therefrom, abandoning the City sewer and water line on Swope Way, between said terminals, and providing certain terms and conditions.

Whereas, It appears by the Petition and affidavit on file in the Office of the City Clerk that the Trustee for Sacred Heart Congregation of Pittsburgh, owner of all the property fronting or abutting on Swope Way, between Alder Street and a line 98.50 feet northwardly therefrom, has petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Swope Way, between Alder Street and a line 98.50 feet northwardly therefrom, be and the same is hereby vacated according to the following description, to-wit:

BEGINNING at the intersection of the northerly line of Alder Street with the westerly line of Swope Way; thence along said westerly line of Swope Way 97.64 feet; thence by a line deflecting to the right 98° 30' 15" in an easterly direction crossing Swope Way 20.22 feet to the easterly line of Swope Way, at its intersection with the northerly line of property of Sacred Heart Congregation of Pittsburgh; thence southwardly along said easterly line of Swope Way 98.50

feet to the northerly line of Alder Street; thence deflecting to the right 99° 39' and in a westerly direction along the said northerly line of Alder Street 20.29 feet to the place of beginning, and the existing City sewer and water lines located in Swope Way, as vacated, be and the same are hereby abandoned, all of the foregoing on the following terms and conditions to be accepted by the Trustee for Sacred Heart Congregation of Pittsburgh, for himself and successors, before said vacation and abandonment shall become effective:

(a) The Trustee for Sacred Heart Congregation of Pittsburgh, for himself and successors, specifically waives any claims for damages by reason of the abandonment of the said sewer and water line on Swope Way, between Alder Street and a line 98.50 feet northwardly therefrom, and agrees to construct a sewer manhole on Swope Way at a location designated by and in a manner satisfactory to the Director of the Department of Public Works; and further agrees to cut and plug the water line at the connection of the main line on Alder Street and at a point on Swope Way north of the portion of said Way, as vacated, at a location designated by and in a manner satisfactory to the Director of the Department of Water.

(b) The Trustee for Sacred Heart Congregation of Pittsburgh, for himself and successors, agrees to correct the unfavorable drainage condition created by the vacation of Swope Way, between said terminals and consequent blocking of the existing natural drainage on Swope Way.

(c) The Trustee for Sacred Heart Congregation of Pittsburgh, for himself and successors, agrees to close to vehicular traffic the vacated Swope Way at Alder Street by construction of a curb and sidewalk across the vacated Way, all work to be done under the supervision and to the satisfaction of the Director of the Department of Public Works.

(d) The Trustee for Sacred Heart Congregation of Pittsburgh, for himself and successors, agrees within sixty (60) days from the passage and final approval of this Ordinance to file with the City Controller an acceptance of terms and conditions hereof, said acceptance being executed by the Trustee for Sacred Heart

Congregation of Pittsburgh and upon failure to file such acceptance within sixty (60) days from the passage and final approval of this Ordinance, same shall be void and of no effect.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1958.

Approved April 14, 1958.

Ordinance Book 61, Page 643.

## No. 160

**AN ORDINANCE** — Vacating an Unnamed 20-foot Way, from Kosta Way eastwardly to an Unnamed 10-foot Way, and said Unnamed 10-foot Way, from Cornwall Street southwardly 200.0 feet, more or less, to the line dividing Lots Nos. 103 and 104 in the "J. W. Hay's Plan of Lots," both Ways being laid out in the "Atlantic Avenue Plan of Lots."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That an Unnamed 20-foot Way, from Kosta Way eastwardly to an Unnamed 10-foot Way, and said Unnamed 10-foot Way, from Cornwall Street southwardly 200.0 feet, more or less, to the line dividing Lots Nos. 103 and 104 in "J. W. Hay's Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 8, Page 328, be and the same are hereby vacated.

Both the 20-foot Unnamed Way and the 10-foot Unnamed Way are laid out in the "Atlantic Avenue Plan of Lots," which was recorded September 30, 1891, in Plan Book Volume 12, Page 64. The Unnamed 20-foot Way is situate north of Lots Nos. 90 and 91, and the 10-foot Unnamed Way is situate east of Lots Nos. 89 and 90 in the said "Atlantic Avenue Plan of Lots."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1958.

Approved April 14, 1958.

Ordinance Book 61, Page 644.

## No. 161

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of a Milling Machine for the Bureau of Electricity, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of a Milling Machine for the Bureau of Electricity, Department of Public Safety, at a cost not to exceed the total sum of \$1,200.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1477, Equipment, Bureau of Electricity, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1958.

Approved April 14, 1958.

Ordinance Book 61, Page 644.

## No. 162

**AN ORDINANCE**—Accepting the dedication of Mt. Royal Road, from the northerly line of "S. Profeta Plan" to the westerly line of Lots Nos. 11 and 12 of the "Mt. Royal Terrace Plan of Lots," as laid out in the "Caliguiri Plan of Lots" and "Mt. Royal Terrace Plan of Lots,"

for public use for highway purposes, and opening and naming the same.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Mt. Royal Road, from the northerly line of the "S. Profeta Plan" to the westerly line of Lots Nos. 11 and 12 in the "Mt. Royal Terrace Plan of Lots," as laid out in the "Caliguiri Plan of Lots," of Record in the Recorder's Office of Allegheny County, in Plan Book Volume 44, Page 127, and "Mt. Royal Terrace Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 63, Pages 89-90, be and the same is hereby accepted.

Section 2. Mt. Royal Road, as accepted in Section 1 of this Ordinance, is hereby opened as a public highway of the City of Pittsburgh and is hereby named "Mt. Royal Road."

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1958.

Approved April 21, 1958.

Ordinance Book 61, Page 645.

## No. 163

**AN ORDINANCE**—Widening Mt. Royal Road, in the Fourteenth Ward of the City of Pittsburgh, from the northerly line of the "S. Profeta Plan" to a point 27.37 feet northwardly therefrom.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Mt. Royal Road, from the northerly line of the "S. Profeta Plan" to a point 27.37 feet northwardly therefrom, be and the same is hereby widened as follows, to-wit:

BEGINNING on the northerly line of the "S. Profeta Plan of Lots," unrecorded, at the intersection therewith of the westerly line of the "Caliguiri Plan," of record in the Recorder's Office of Allegheny County in Plan Book Volume



44, Page 127; thence extending along the northerly line of "S. Profeta Plan" North 73° 30' 00" West 12.40 feet to the westerly line of Mt. Royal Road, as laid out in said "S. Profeta Plan"; thence north-eastwardly by the arc of a circle deflecting to the right having a radius of 140.00 feet, a central angle of 11° 55' 52" and a chord bearing North 37° 51' 46" East for an arc distance of 29.17 feet to the westerly line of the above mentioned "Calligulri Plan"; thence along the westerly line of the "Calligulri Plan" South 12° 54' 24" West 27.37 feet to the northerly line of the "S. Profeta Plan" at the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1958.

Approved April 21, 1958.

Ordinance Book 61, Page 645.

## No. 164

**AN ORDINANCE**—Amending the Zoning Ordinance, Ordinance No. 372, entitled "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for said purposes; conferring certain powers upon the Superintendent of Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map Sheet Z-N20-E30, by changing from a "B" Residence District to a Commercial District, Class "A" all that certain property, having frontage on North Aiken Avenue, designated "Shopping Center Lot" in the plan entitled "Subdivision of Parcel 'A' in the Stanton Heights Manor Plan of Lots No. 1," approved by the City Planning Commission on March 4, 1958.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance, Ordinance No. 372, entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for said purposes; conferring certain powers upon the Superintendent of Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing Zone Map Sheet Z-N20-E30 so as to change from a "B" Residence (U-5) District to a Commercial (U-3-A) District, Class "A" all that certain property, having frontage on North Aiken Avenue, designated "Shopping Center Lot" in the plan entitled "Subdivision of Parcel 'A' in the Stanton Heights Manor Plan of Lots No. 1," approved by the City Planning Commission on March 4, 1958.

Section 2. This zoning classification will be effective only on the recording of the aforesaid City Planning Commission approved plan of lots in the Office of the Recorder of Deeds, etc., of Allegheny County within thirty (30) days of the enactment of this ordinance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1958.

Approved April 21, 1958.

Ordinance Book 61, Page 646.

## No. 165

**AN ORDINANCE**—Appropriating and setting aside the sum of Eighty-five Thousand (\$85,000.00) Dollars from Bond Fund No. 190, General Public Improvement Bonds, 1955, for payment of cost of engineering and other necessary expenses in connection with the general

public improvements to be carried out by the Department of Water.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of Eighty-five Thousand (\$85,000.00) Dollars shall be and the same is hereby appropriated from Bond Fund No. 190, General Public Improvement Bonds, 1955, for the payment of engineering and other necessary expenses in connection with general public improvements to be carried out by the Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1958.

Approved April 21, 1958.

Ordinance Book 61, Page 647.

## No. 166

**AN ORDINANCE**—Providing for a contract or contracts for excavation, grouting, foundations and appurtenances for a Two Million gallon elevated water storage tank on Garfield Heights, at the corner of Fannell and Cornwall Streets, and demolition and removal of the existing buildings, now on the site of the proposed work, Department of Water, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be, and they are hereby authorized and directed to advertise for proposals, award and enter into a contract, or contracts, for excavation, grouting, foundations and appurtenances for a Two Million gallon elevated water storage tank on Garfield Heights, at the corner of Fannell and Cornwall Streets, and demolition and removal of the existing buildings, now on the site of the proposed work, Department of Water, in an amount not to exceed \$250,000.00, payable from and chargeable to Bond Fund No. 193—General Public Improvement Peoples Bonds, 1957.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1958.

Approved April 21, 1958.

Ordinance Book 61, Page 647.

## No. 167

**AN ORDINANCE**—Repealing Ordinance

No. 460, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Fire Alarm and Police Boxes for the Bureau of Electricity, Department of Public Safety, and for the payment thereof," approved December 2, 1952.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Ordinance No. 460, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Fire Alarm and Police Boxes for the Bureau of Electricity, Department of Public Safety," approved December 2, 1952, be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1958.

Approved April 21, 1958.

Ordinance Book 61, Page 648.

## No. 168

**AN ORDINANCE**—Transferring the sum of \$600.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1005, Supplies, City Clerk's Office.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed

to transfer the sum of \$600.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1005, Supplies, City Clerk's Office.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 648.

## No. 169

**AN ORDINANCE**—Authorizing and directing the Mayor and the Executive Director of the Commission on Human Relations to enter into an agreement with the Magnetic Recorder and Reproducer Corporation of Philadelphia for the production of an educational film on housing discrimination.

Whereas, the Philadelphia Commission on Human Relations has entered into an agreement with the Magnetic Recorder and Reproducer Corporation of Philadelphia for the production of an educational sound-filmstrip on housing discrimination at the cost of about \$5,000.00; and

Whereas, the Philadelphia Commission on Human Relations and the said Corporation have agreed to permit the City of Pittsburgh Commission on Human Relations to participate in the review and revision of the film script and have agreed to furnish copies of the filmstrip for local showings and distribution for a price of \$500.00; and

Whereas, the showing and distribution of this filmstrip will promote one of the purposes of the City of Pittsburgh Commission on Human Relations in providing educational facilities to combat housing discrimination;

Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Executive Director of the Commission on Human Relations be and they are hereby authorized and directed to enter into an

agreement with the Magnetic Recorder and Reproducer Corporation of Philadelphia for the production and furnishing of an educational film on housing discrimination, the agreement to be in substantially the following form:

### AGREEMENT

This Agreement, entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1958, By and Between the CITY OF PITTSBURGH, a Municipal Corporation of the Commonwealth of Pennsylvania, hereinafter called the "CITY",

### AND

THE MAGNETIC RECORDER AND REPRODUCER CORPORATION, a business corporation of the Commonwealth of Pennsylvania, located at 1533 Cherry Street, Philadelphia, Pennsylvania, hereinafter called the "CONTRACTOR",

### WITNESSETH:

Whereas, the Contractor has entered into an agreement with the Philadelphia Commission on Human Relations for the production of an educational sound-filmstrip on housing discrimination; and

Whereas, the Contractor and the Philadelphia Commission on Human Relations have agreed that the City of Pittsburgh Commission on Human Relations may participate in the production of the film and shall be furnished copies of the filmstrip upon contribution of the sum of \$500.00;

NOW, THEREFORE, it is agreed by and between the parties hereto as follows:

1. The City of Pittsburgh Commission on Human Relations, acting by its Executive Director, shall have the opportunity to review the film script and to make recommendations or revisions in the script prior to production of the film.

2. The City of Pittsburgh Commission on Human Relations shall be given a major sub-credit in the initial title frames of the filmstrip.

3. After production of the film is completed, the Contractor shall furnish the City at least three (3) copies of the sound-filmstrip, together with the necessary tapes and platters.

4. The City shall pay the Contractor the sum of \$500.00 after the filmstrips have been furnished to the City, and this amount shall be payable from Code Ac-

count No. 1035, Miscellaneous Services, Commission on Human Relations.

This Agreement has been authorized in behalf of the City by Ordinance No. \_\_\_\_\_, approved \_\_\_\_\_, 1958.

CITY OF PITTSBURGH

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Mayor

ATTEST:

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Secretary to the Mayor

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Commission on Human Relations  
Executive Director,

THE MAGNETIC RECORDER AND  
REPRODUCER CORPORATION  
EXAMINED BY:

-----  
ATTEST:

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Assistant City Solicitor

APPROVED AS TO FORM:

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City Solicitor

COUNTERSIGNED:

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City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 649.

## No. 170

AN ORDINANCE—Authorizing a contract or contracts for the furnishing and installing of new auditorium chairs in the Music Hall, Carnegie Library, North Side, City of Pittsburgh for the Department of Lands and Buildings and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the furnishing and installation of new auditorium chairs in Music Hall, Carnegie Library, North Side, City of Pittsburgh in accordance with the laws and ordinances governing said City at a cost not to exceed \$17,500.00 appropriated from and chargeable to Bond Fund 185, General Public Improvement Bonds, 1952.

Section 2. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed, so far as the same affects this ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 650.

## No. 171

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the H. C. Armstrong Company in the amount of \$58.00 for services rendered for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the H. C. Armstrong Company in the amount of \$58.00 in payment for services rendered in repairing a damaged vehicle of the Department of Parks and Recreation for the benefit of the City of Pittsburgh without previous authority of law, and charge the same to Code Account No. 1516, Repairs, Bureau of Automotive Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 651.

## No. 172

**AN ORDINANCE**—Opening Glen Hazel Road, between the west line of Wasser Way and McCaslin Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Glen Lytle Road, between the west line of Wasser Way and McCaslin Street, be and the same is hereby opened in the position, to the width and in the location as shown in Ordinance No. 443, approved September 20, 1950, and recorded in Ordinance Book 56, Page 708.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 651.

## No. 173

**AN ORDINANCE**—Amending Ordinance No. 112, approved March 19, 1958, entitled, "An Ordinance providing for a contract or contracts for the rehabilitation, cleaning and painting of the Bloomfield Bridge over the Pennsylvania and Baltimore and Ohio Railroads, Melwood Avenue and Neville and Lorigan Streets, and for the payment of the cost thereof," by deleting therefrom One Hundred Ten Thousand (\$110,000.00) Dollars and substituting therefor One Hundred Thirty-One Thousand (\$131,000.00) Dollars and by deleting therefrom One Hundred Two Thousand (\$102,000.00) Dollars and substituting therefor Eighty-One Thousand (\$81,000.00) Dollars.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Ordinance No. 112, approved March 19, 1958, entitled, "An Ordinance providing for a contract or contracts for the rehabilitation, cleaning and painting of the Bloomfield Bridge over the Pennsylvania and Baltimore and Ohio Railroads, Melwood Avenue and Neville and Lorigan Streets, and for the payment of the cost thereof," be amended by striking out the following:

"the rehabilitation will not exceed One Hundred Ten Thousand (\$110,000.00) Dollars, chargeable to and payable from Bond Fund No. 193, and the cleaning and painting will not exceed One Hundred Two Thousand (\$102,000.00) Dollars, chargeable to and payable from Code Account No. 1541, Contract Schedule, Bridges and Structures, Bureau of Engineering, Department of Public Works."

and by inserting the following:

"the rehabilitation will not exceed One Hundred Thirty-One Thousand (\$131,000.00) Dollars chargeable to and payable from Bond Fund No. 193, General Public Improvement Peoples Bonds, and that the cleaning and painting will not exceed Eighty-One Thousand (\$81,000.00) Dollars, chargeable to and payable from Code Account No. 1541, Contract Schedule, Bridges and Structures, Bureau of Engineering, Department of Public Works."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 651.

## No. 174

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Automotive Equipment, less trade-ins, for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Automotive Equipment, less trade-ins, for the Bureau of Automotive Equipment, Department of Public Works, at a cost not to exceed the total sum of \$247,820, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1517-1, Equipment, Bureau of Automotive Equipment, Department of Public Works, Department of Public Safety, City Council, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 652.

## No. 175

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of 100 Ft. Aerial Truck, for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of a 100 Ft. Aerial Truck, for the Bureau of Automotive Equipment, Department of Public Works, at a cost not to exceed the total sum of \$45,000, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of

March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1517-1, Equipment, Bureau of Automotive Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 653.

## No. 176

**AN ORDINANCE**—Authorizing and directing the construction of a public sewer on Plummer Street from a point on Plummer Street about 20.0 feet east of 46th Street to the existing sewer on Home Street at Plummer Street, 9th Ward, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a public sewer be constructed on Plummer Street from a point on Plummer Street about 20.0 feet east of 46th Street to the existing sewer on Home Street at Plummer Street, 9th Ward.

COMMENCING from a point on Plummer Street about 20.0 feet east of 46th Street, thence northeastwardly along Plummer Street about 205.0 feet to a point on Plummer Street, thence northwardly about 32.0 feet to the existing sewer on Home Street at Plummer Street, 9th Ward.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of

the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Six Thousand Five Hundred (\$6,500.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 653.

## No. 177

**AN ORDINANCE**—Authorizing and directing the Grading, Paving and Curbing of Unger Lane, from Beeler Street approximately 454 feet to its northeasterly terminus, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Unger Lane, from Beeler Street approximately 454 feet to its northeasterly terminus, have peti-

tioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Unger Lane, from Beeler Street approximately 454 feet to its northeasterly terminus be graded, paved and curbed, and other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Unger Lane, from Beeler Street approximately 454 feet to its northeasterly terminus, and other work incidental thereto, including as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Nineteen Thousand (\$19,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 654.

## No. 178

**AN ORDINANCE**—Vacating the within described portion of Mentor Way in the block between Penn Avenue and Fort Duquesne Boulevard in the Second Ward of the City of Pittsburgh.

Whereas, It appears by the petition and affidavit on file in the Office of the City Clerk that the owners of a majority of the property fronting or abutting on Mentor Way between Penn Avenue and Fort Duquesne Boulevard, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same; and

Whereas, Public Parking Authority of Pittsburgh, after having made traffic and parking surveys and studies, has determined that a public parking facility should be located within the block bounded by Penn Avenue, Cecil Place, Fort Duquesne Boulevard and Sixth Street in the Second Ward; and

Whereas, the Authority has further determined that the best design for such parking facility will occupy the within described portion of Mentor Way which is to be vacated for that purpose; and

Whereas, the Authority proposes to dedicate and construct a new alley connecting the southerly portion of Mentor Way with Sixth Street so that traffic circulation may be maintained in the remaining southerly portion of Mentor Way.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the following described portion of Mentor Way lying between Penn Avenue and Fort Duquesne Boulevard in the Second Ward is hereby vacated:

BEGINNING at apoint on the easterly side of Mentor Way, which point is distant along said easterly side of Mentor Way, North 16° 46' 30" West, one hundred seventy-three and 04/100 (173.04) feet from the northeasterly corner of Penn Avenue and Mentor Way; thence crossing Mentor Way diagonally, South 43° 13' 30" West, a distance of eleven and 58/100 (11.58) feet to a point on the westerly side of Mentor Way, which point is distant along said westerly side of

Mentor Way, North 16° 46' 30" West, one hundred sixty-seven and 51/100 (167.51) feet from the northwesterly corner of Penn Avenue and Mentor Way; thence along the westerly side of Mentor Way, North 16° 46' 30" West, a distance of one hundred twenty-five and 75/100 (125.75) feet to a point, which point is distant along said westerly side of Mentor Way, South 16° 46' 30" East, a distance of one hundred twenty-seven and 31/100 (127.31) feet from the southwesterly corner of Fort Duquesne Boulevard and Mentor Way; thence crossing Mentor Way by the following two courses and distances: South 61° 46' 30" East, a distance of seven and 91/100 (7.91) feet and North 73° 10' 20" East, a distance of four and 44/100 (4.44) feet to a point on the easterly side of Mentor Way, which point is distant along said easterly side of Mentor Way, South 16° 46' 30" East, one hundred thirty-two and 91/100 (132.91) feet from the southeasterly corner of Mentor Way and Fort Duquesne Boulevard, said point being also located upon the dividing line between lands of Public Parking Authority of Pittsburgh and lands of Samuel V. Albo et ux, et al; thence along the easterly side of Mentor Way, South 16° 46' 30" East, a distance of one hundred fourteen and 37/100 (114.37) feet to the point at the place of beginning.

Section 2. Public Parking Authority of Pittsburgh shall and is hereby authorized to close the portion of Mentor Way vacated in Section 1 hereof to vehicular and pedestrian traffic by erecting fences or barricades.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 655.

## No. 179

**AN ORDINANCE**—Providing for a contract or contracts for the rehabilitation of flag poles at various locations in the Department of Parks and Recre-



ation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation and the Director of the Department of Supplies be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the rehabilitation of flag poles at various locations in the Department of Parks and Recreation.

The work included in this contract will involve painting, installation of pulleys and halyards, installation of miscellaneous hardware, and other work incidental thereto, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$5,000.00, chargeable to and payable from Code Account 1807, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 656.

## No. 180

**AN ORDINANCE**—Providing for a contract or contracts for the painting and incidental rehabilitation of the Marshall House in Mellon Park in the Department of Parks and Recreation and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation and the Director of the Department of Supplies be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the painting and incidental rehabilita-

tion of the Marshall House in Mellon Park in the Department of Parks and Recreation.

The work included in this contract will consist of painting, carpenter work, stucco and roof rehabilitation and other work incidental thereof, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$6,000.00, chargeable to and payable from Code Account 1807, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 657.

## No. 181

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Crosses, Pinnacles, Tees, and Nipples for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Crosses, Pinnacles, Tees, and Nipples, for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$2,534.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1496, Equipment, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1958.

Approved April 29, 1958.

Ordinance Book 61, Page 657.

## No. 182

**AN ORDINANCE**—Fixing the interest rate on General Public Improvement Peoples Bonds of 1958, Series "A," and levying an annual tax to pay the principal, interest and any tax levied on said bonds;

Whereas, Ordinance No. 94, approved March 10, 1958, authorized and directed the sale of General Public Improvement Peoples Bonds of 1958, Series "A," in the amount of \$4,520,000.00, dated as of the first day of May, 1958, at an annual interest rate of  $2\frac{1}{2}\%$ , payable in twenty (20) equal annual installments of \$226,000.00, one of which installments shall mature on the first day of May of the years 1959 to 1978, inclusive; and

Whereas, under the terms of the said Ordinance and the Acts of Assembly authorizing the same, the said bonds were advertised and were sold to Glore, Morgan & Company and Associates, New York, at the par value thereof, with a premium of \$15,774.80 at an interest rate of  $2\frac{1}{2}\%$ ; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That General Public Improvement Peoples Bonds of 1958, Series "A," in the amount of \$4,520,000.00, dated May 1, 1958, and authorized by Ordinance No. 94, approved March 10, 1958, shall bear interest at the rate of  $2\frac{1}{2}\%$ , payable semi-annually on the first days of May and November in each year during the term thereof.

Section 2. That until the issue of General Public Improvement Peoples Bonds of 1958, Series "A," in the amount of \$4,520,000.00, dated May 1, 1958, and authorized by Ordinance No. 94, approved March 10, 1958, shall be fully paid, there

is hereby levied and assessed annually on all subjects now by law liable or hereafter to be made liable to assessment for taxation for City purposes an annual tax commencing in the year 1959 sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in the said year to be set apart in the Sinking Fund of the City of Pittsburgh for the payment of the principal and retirement of said bonds as they become due and payable according to their terms. The proceeds of the tax so levied are hereby appropriated out of the revenue of the said City for the payment and redemption aforesaid, all as set forth in the following table:

### GENERAL PUBLIC IMPROVEMENT PEOPLES BONDS OF 1958 SERIES "A" AMOUNT \$4,520,000.00

Year	Principal	Interest	Total Annual Tax Levy
1958	\$ -----	\$ 56,500	\$ 56,500.
1959	226,000	110,175	336,175
1960	226,000	104,525	330,525
1961	226,000	98,875	324,875
1962	226,000	93,225	319,225
1963	226,000	87,575	313,575
1964	226,000	81,925	307,925
1965	226,000	76,275	302,275
1966	226,000	70,625	296,625
1967	226,000	64,975	290,975
1968	226,000	59,325	285,325
1969	226,000	53,675	279,675
1970	226,000	48,025	274,025
1971	226,000	42,375	268,375
1972	226,000	36,725	262,725
1973	226,000	31,075	257,075
1974	226,000	25,425	251,425
1975	226,000	19,775	245,775
1976	226,000	14,125	240,125
1977	226,000	8,475	234,475
1978	226,000	2,825	228,325
	<u>\$4,520,000</u>	<u>\$1,186,500</u>	<u>\$5,706,500</u>

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 658.

## No. 183

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of an Electric Typewriter, for the Division of Administration, Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of an Electric Typewriter, for the Division of Administration, Department of Water, at a cost not to exceed the total sum of \$650, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1706, Equipment, Division of Administration, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 659.

## No. 184

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Automotive Equipment, less trade-ins, for the Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to

advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Automotive Equipment, less trade-ins, for the Department of Water, at a cost not to exceed the total sum of \$14 300.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1707, Rehabilitation and Reconditioning of Water Systems, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 659.

## No. 185

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Beacon Heads completely assembled, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Beacon Heads completely assembled, for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$650, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1496, Equipment, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 660.

## No. 186

**AN ORDINANCE**—Widening Crawford Street from Bedford Avenue to Centre Avenue, in the Third Ward, City of Pittsburgh.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Crawford Street from Bedford Avenue to Centre Avenue, in the Third Ward, City of Pittsburgh, be and the same is hereby widened from 40.00 feet to 64.00 feet, and shall lie between the hereinafter described easterly and westerly street lines as follows, to wit:

The easterly line from Bedford Avenue to Centre Avenue shall coincide with the existing easterly line of Crawford Street, the westerly line of Crawford Street shall be parallel to said easterly line and 64.00 feet therefrom.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 660.

## No. 187

**AN ORDINANCE**—Widening Wylie Avenue from Sixth Avenue to Tunnel Street, in the Second Ward, City of Pittsburgh, and establishing, or re-establishing, the grade thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Wylie Avenue, from Sixth Avenue to Tunnel Street, in the Second Ward, be and the same is hereby widened from 50 feet to 88.50 feet wide, shall lie between the hereinafter described northerly and southerly street lines as follows, to-wit:

The following described line shall be used as a reference line for the purpose of this Ordinance.

Beginning on the easterly 5.00 foot line of Sixth Avenue, at the intersection of a line parallel to and 47.50 feet south of the northerly line of present Wylie Avenue, said place of beginning to be known as Station 3+55.00; thence extending North 65° 27' 55" East 332.80 feet to a point at Station 6+87.80, the present easterly line of Tunnel Street, 40 feet in width.

### NORTHERLY LINE

The northerly line of Wylie Avenue from the present easterly line of Sixth Avenue to easterly line of Tunnel Street shall be as presently located and is parallel to and 47.50 feet north of the above described reference line.

### SOUTHERLY LINE

The southerly line of Wylie Avenue from the present easterly line of Sixth Avenue to easterly line of Tunnel Street shall be 41.00 feet south of the above described reference line.

Section 2. Wylie Avenue from a point on the easterly line of Sixth Avenue to the easterly line of Tunnel Street, 40 feet wide, shall be and the same is hereby widened from 50.00 feet to 88.50 feet.

Section 3. The grade of widened Wylie Avenue from the easterly line of Sixth Avenue to a point 332.80 feet eastwardly to east line of Tunnel Street, as described along the above described reference line, shall be and the same is hereby established and re-established as follows, to-wit:

Beginning at Sixth Avenue at Station 3+55 at an elevation of 778.26 feet; thence rising at the rate of 3.56% for a distance of 320.00 feet to a point of curve at Station 6+75.00 of an elevation of 789.65; thence rising by a portion of a concave parabolic curve, which would have a total length of 100.00 and an apex elevation of 791.43 feet to Station 6+87.80 at an elevation of 790.13,

the easterly property line of Tunnel Street.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 661.

## No. 188

**AN ORDINANCE**—Opening Washington Place northward to Wylie Avenue and southward to Epiphany Street, in the Third Ward, City of Pittsburgh.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Washington Place from Wylie Avenue to Epiphany Street, in the Third Ward, City of Pittsburgh, be and the same is hereby opened to variable widths on the north and to the south of Centre Avenue as opened in Ordinance No. 90, approved March 15, 1957, to wit:

The following described line shall be used as a reference line for the purpose of this Ordinance:

BEGINNING at a point of tangent at Station 12+75.91 on Centre Avenue; thence along Centre Avenue by tangent North 89° 25' 06" East 146.02 feet to a point of intersection with the center line of Washington Place as opened, said point being described as Station 14+21.93 of Centre Avenue equals Station 8+65.84 center line of Washington Place Roadway.

### NORTH OF CENTRE AVENUE TO WYLIE AVENUE

BEGINNING at Station 8+65.84 of Washington Place, thence running North 21° 04' 54" West to Wylie Avenue, the property lines shall be symmetrical about the center line and forty (40) feet therefrom.

### SOUTH OF CENTRE AVENUE

BEGINNING at Station 8+65.84 of Washington Place, thence running South

21° 04' 54" East to the Northerly line of Epiphany Street.

The property lines from said reference line shall be 46.00 feet to the easterly side and 56.00 feet to the westerly side.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 661.

## No. 189

**AN ORDINANCE**—Designating Athlone Way as the name of an Unnamed 20-foot Way, situate between Meridan Street and Hallock Street, from Piermont Street to an Unnamed Way.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Unnamed 20-foot Way, situate between Meridan Street and Hallock Street, from Piermont Street southwardly to an Unnamed Way, be and the same is hereby named and designated as "Athlone Way."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 662.

## No. 190

**AN ORDINANCE**—Vacating Fullerton Street from Bedford Avenue to Clark Street, Boone Way from Hazel Street to Clark Street, Townsend Street from Webster Avenue to Clark Street, Conductor Way from Hazel Street to Clark Street, Logan Street from Bedford Avenue to Clark Street, Sachem Way from

Hazel Street to Clark Street, Elm Street from Bigelow Boulevard to Hazel Street, Congress Street from Webster Avenue to Epiphany Street, Bustrick Way from Washington Place to Elm Street, Gilmore Way from Hickory Way to Crawford Street, Webster Avenue from Washington Place to Crawford Street, Whitcomb Street from Elm Street to Fullerton Street, Wylie Avenue from a point 143.59 feet west of Washington Place to Crawford Street, Pasture Street from Elm Street to Fullerton Street, Epiphany Street from Washington Place to Fullerton Street, Hazel Street from Shomin Street to Fullerton Street, Washington Place from Epiphany Street to Wylie Avenue, all in the Second and Third Wards of the City of Pittsburgh, and abandoning all existing sewer and water lines located in the said streets, and directing the Pittsburgh Railways Company to remove its tracks from certain streets and to reconstruct tracks upon other streets.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Fullerton Street from Bedford Avenue to Clark Street, Boone Way from Hazel Street to Clark Street, Townsend Street from Webster Avenue to Clark Street, Conductor Way from Hazel Street to Clark Street, Logan Street from Bedford Avenue to Clark Street, Sachem Way from Hazel Street to Clark Street, Elm Street from Bigelow Boulevard to Hazel Street, Congress Street from Webster Avenue to Epiphany Street, Bustrick Way from Washington Place to Elm Street, Gilmore Way from Hickory Way to Crawford Street, Webster Avenue from Washington Place to Crawford Street, Whitcomb Street from Elm Street to Fullerton Street, Wylie Avenue from a point 143.59 feet west of Washington Place to Crawford Street, Pasture Street from Elm Street to Fullerton Street, Epiphany Street from Washington Place to Fullerton Street, Hazel Street from Shomin Street to Fullerton Street, Washington Place from Epiphany Street to Wylie Avenue, all in the Second and Third Wards of the City of Pittsburgh, be and the same are hereby vacated and all existing sewer and water lines located in the said streets are hereby abandoned.

Section 2. Pittsburgh Railways Company is hereby directed to remove its

street railway track and related facilities from a portion of the vacated portion of Wylie Avenue, and to reconstruct the same in widened Wylie Avenue, as the same will be widened by Bill No. 509 of 1958, in the widened portion of Wylie Avenue, new Centre Avenue and the widened portion of Centre Avenue as widened and opened by Ordinance No. 90 of 1957, approved March 15, 1957.

Section 3. Pittsburgh Railways Company is hereby directed to remove its street railway tracks and related facilities from the vacated portion of Fullerton Street extending from Centre Avenue to Bedford Avenue and to relocate the same in Crawford Street as the same will be widened by Bill No. 510 of 1958.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 663.

## No. 191

**AN ORDINANCE**—Granting unto the Pittsburgh Railways Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Pittsburgh Railways Company, its successors, lessees and assigns, shall have the right and it is hereby authorized to enter upon, use and occupy for street railway purposes Wylie Avenue as the same will be widened by Ordinance No. 187 of 1958, Wylie Avenue as widened, New Centre Avenue, and Centre Avenue as widened by Ordinance No. 90 of 1957, approved March 15, 1957, and Crawford Street as the same will be widened by Ordinance No. 186, of 1958, together with the connecting curves to the present street railway facilities on Bedford Avenue at Crawford Street and on Centre Avenue at Crawford Street.

And to construct, maintain, operate and use a double street railway track in the areas hereinabove described and to operate its cars thereon and to use electricity as a motive power, and to erect, maintain and use thereon such posts, poles and other supports as said Company may deem convenient for the support and maintenance of its overhead system and for the operation of its railway, upon the same terms and conditions, and for the same period, as provided in the present ordinances governing street railway rights in Wylie Avenue from Sixth Avenue to Fullerton Street and in Fullerton Street from Centre Avenue to Bedford Avenue.

Section 2. This ordinance shall be accepted by the Pittsburgh Railways Company within thirty (30) days after its passage and approval by a Certificate of Acceptance of all the conditions and provisions hereof, the said certificate to be executed under the corporate seal of the Company by the President or Vice President, and attested by the Secretary or Assistant Secretary thereof and filed with the Controller of the City of Pittsburgh.

Section 3. This ordinance shall not become effective until thirty-three (33) days after filing thereof, together with Certificate of Acceptance, with the Pennsylvania Public Utility Commission under the provisions of Section 911 of the Pennsylvania Public Utility Law, provided, however, that if proceedings are instituted by the said Commission to determine the reasonableness, legality, or any other matter affecting the validity thereof, this ordinance shall not become effective until approved by the Pennsylvania Public Utility Commission.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1958.

Approved May 1, 1958.

Ordinance Book 61, Page 664.

## No. 192

**AN ORDINANCE** to regulate and restrict the location, use and occupancy of

buildings, structures and land for trade, industry, residence, and for public and semi-public and other specified uses; to regulate and limit the height and bulk of buildings and other structures; to regulate and determine the area of yards, courts and other open spaces; to regulate and limit the density of population; and for said purposes to divide the City into districts; to provide for its enforcement and administration; to prescribe penalties for the violation of its provisions; and repealing Ordinance No. 372 passed by the City Council of Pittsburgh July 30, 1923, approved by the Mayor August 9, 1923, as recorded in Ordinance Book, Volume 34, Page 556, and all amendments thereto.

Whereas, the City Council of Pittsburgh deems it necessary in order to encourage and protect the most appropriate use of land throughout the City; to stabilize and conserve the value of land and buildings; to provide adequate light and air; to secure safety from fire, panic and other danger; to prevent overcrowding of land; to lessen congestion in the streets; to facilitate adequate provision of water, sewerage, transportation, schools, parks, playgrounds and other public requirements; to facilitate the programming and execution of public and private development in harmony with these purposes, and in general to promote the health, safety, morals and general welfare of the community, all with the guidance of a comprehensive general city plan in accordance with a comprehensive zoning ordinance; Now Therefore:

### ARTICLE 1 PRELIMINARY PROVISIONS

Section 101: ENACTING CLAUSE. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, that from and after the passage and approval of this ordinance, the several classes of districts specified herein shall be established and the following regulations shall be in full force and effect.

Section 102: SHORT TITLE. This ordinance shall be known as the Zoning Ordinance, and the map referred to herein and made a part of this ordinance shall be known as the Zoning District Map.

Section 103: **EFFECTIVE DATE.** The effective date of this ordinance shall be the date of its signature or approval by the Mayor. [Approved May 10, 1958].

Section 104: **CONFLICT WITH OTHER ORDINANCES OR REGULATIONS.** Where a provision of this ordinance is found to be in conflict with a provision in any building or housing code, or in any applicable health regulations, or in any other ordinance of the City existing on the effective date of this Ordinance, or in any regulation issued under the authority of such code or ordinance, the provision which establishes the higher standard for the protection of health, safety and welfare shall prevail.

Section 105: **VALIDITY.** Should any section or provision of this ordinance be declared invalid, the same shall not affect the validity of the ordinance as a whole nor any part thereof other than the part so declared to be invalid.

Section 106: **PURPOSE AND INTENTION OF ORDINANCE.** The purposes of this ordinance are set forth in general terms in the Act of Legislature which enables the City to enact this ordinance, and in the preamble of this ordinance. The provisions of the ordinance shall be held to be the minimum requirements for the protection of the health and safety and welfare of the people at large, and to be designed to encourage the establishment and maintenance of reasonable community standards of physical environment.

It is fundamental to the purpose of the ordinance to recognize that many existing lots throughout the City are less adequate than others because of their location or odd shape or difficult topography, or any combination of these limitations. A claim of hardship under this ordinance, therefore, shall not be allowed on behalf of any lot because the physical characteristics of the lot prevent it from being built upon exactly as in another lot abutting or close to it or in the same zoning district. The regulations herein permit most such lots to be satisfactorily built upon. There can be some alleviation for other lots through variances (minor concessions) granted by the Board when special physical conditions make literal enforcement of the regulations either unsatisfactory in the interest of the people at large or actually

impossible. It is not the ordinance but the physical conditions that prevent a lot from accommodating a type or area or bulk of structure unsuited to it. For typical example, it is not intended that each lot in a Multiple-Family Residence District automatically become the prospective site for a multiple-family dwelling and use. If a lot in such a district, after provision of the yards and other open spaces prescribed for its own and adjacent property protection, has a buildable area too small in extent or dimensions for a multiple-family dwelling, then the lot may be used under its district regulations for another type of dwelling or structure permitted in that district.

In the protection of the health and safety and welfare of the people at large, and in the encouragement of the establishment and maintenance of reasonable community standards of physical environment, it is the intent of this ordinance to apply the regulations and provisions to property only within the City area but to consider the effect of such application on adjacent properties and neighborhood, without regard to municipal boundary lines. It is the intention that the administration of this ordinance, where it affects properties adjacent to the City boundary line, will be such as to promote equal administrative cooperation with other political subdivisions involved, for the benefit and protection of all affected properties.

This section shall be taken, together with all the provisions of this ordinance, when appraising "the spirit of the ordinance" as a guide to its interpretation.

Section 107: **FILING.** This ordinance, including the Zoning District Map, together with any succeeding amendments thereto, shall be on file and may be viewed by any interested person in the office of the Administrator.

## ARTICLE 2 DEFINITIONS

Section 201—**RULES.** For the purpose of this ordinance, certain terms and words are herein defined; whenever used in this ordinance, they shall have the meaning indicated in this article, except where the context indicates a clear-



ly different meaning. Words used in the present tense include the future; the singular number includes the plural and the singular; the words "used for" include the meaning "designed or redesigned for" and vice versa; the word "shall" is mandatory and not discretionary, and the word "may" is permissive.

**Section 202—DEFINITIONS.**

**Accessory Structure:** (See "Structure, Accessory.")

**Accessory Use:** (See "Use, Accessory.")

**Accredited-zoning Lot:** (See "Lot, Accredited-zoning.")

**Administrator:** The Superintendent of the Bureau of Building Inspection, who is herein charged with the administration and enforcement of this ordinance.

**Airport or Aircraft Landing Area:** Any landing area, runway or other facility designed or used or intended to be used, either publicly or by any person or persons, for the landing and taking off of aircraft, including all necessary taxiways, aircraft storage and tie-down areas, hangars and all other necessary structures and open spaces.

**Apartment Hotel:** A building designed for occupancy primarily as the permanent abiding place of families who are lodged with or without meals, in which building:

- a. more than fifty (50) per cent of the gross floor area devoted to residential use is in dwelling units;
- b. incidental business may be conducted;
- c. such hotel services as common dining facilities, maid, telephone and postal services are provided;
- d. there may be club rooms and ball rooms.

**Automobile:** A self-propelled, free-moving vehicle, primarily for conveyance on a street or roadway.

**Automobile and Gasoline Service Station:** Any premises used for supplying gasoline and oil, tires, accessories and services for automobiles at retail direct to the motorist consumer, including the making of minor repairs, but not including such major repairs as:

- a. spray painting;

- b. body, fender, clutch, transmission, differential, axle, spring, and frame repairs;
- c. major overhauling of engines requiring removal therefrom of cylinder-head or crankcase pan;
- d. repairs of radiator requiring removal thereof;
- e. complete recapping or retreading of tires.

**Automobile and/or Trailer Sales Area:** An open area, other than a street or way, used for the display or sale of new or used automobiles or trailers, and where minor and incidental repair work (other than body and fender) may be done.

**Automobile Wrecking:** The dismantling or wrecking of used automobiles or trailers, or the storage, sale or dumping of dismantled, partially dismantled, obsolete or wrecked vehicles or their parts.

**Basement:** A portion of a building partly below ground and having more than one-half ( $\frac{1}{2}$ ) of its height above the level of the adjoining ground.

**Billboard:** (See "Sign, Advertising.")

**Board:** The Board of Adjustment established under this ordinance.

**Boarding House:** A building or portion thereof, other than a hotel, containing not more than one (1) dwelling unit, where meals and lodging are provided for three (3) or more persons in addition to the family unit.

**Building:** A structure having a roof supported by columns or walls, for the housing or enclosure of persons, animals or chattels.

**Building, Height of:** The total number of stories in a building, and the vertical distance measured from the curb level to the highest point of the roof adjacent to the street wall for flat roofs, to the deck line of mansard roofs, and to the mean height between eaves and ridges for gable or hip or gambrel or pent roofs. (For height of structure other than a building, see "Structure, Height of.")

**Building, Medical Center Group:** A building, affiliated with a medical school, devoted to facilities for research or training or collaboration for advancement of knowledge in the fields of medicine.

surgery, pharmacy, dentistry, psychiatry, and the like, including facilities for analysis of injury or disease.

**Buildings, Unit Group:** Two (2) or more main buildings on one (1) zoning lot, such as church, hospital, industrial, institutional, school and university plants, including residential uses.

**Cellar:** A portion of a building having one-half ( $\frac{1}{2}$ ) or more of its height below the average level of the adjoining ground.

**Cemetery:** Land used or intended to be used for the burial of the dead and dedicated for cemetery purposes, including columbariums, crematories, mausoleums and mortuaries, when operated in conjunction with and within the boundary of such cemetery.

**Church, Cathedral or Temple:** This term includes any or all of the following: church, manse, rectory, convent, parish school or similar building incidental to the particular use; school for religious education; convents and other buildings for the housing of students, teachers, communicants and domestic or maintenance employees; but not including business offices (except administrative offices incidental to the operation of the particular use), rescue missions or the occasional use for religious purposes of properties not regularly so used.

**Club, Residential:** A building or portion thereof, occupied by a chartered non-profit organization, designed for or containing suites wherein the occupants are housed more or less permanently and are furnished such services as maid, telephone, and postal service and dining room facilities; and having the major portion of the floor space of the building devoted to living quarters.

**Commission:** The Planning Commission of the City of Pittsburgh.

**Conditional Use:** A specific exception to the standard regulations of this ordinance which requires approval by Council under terms and procedures and with conditions prescribed herein.

**Council:** The City Council of the City of Pittsburgh.

**Court:** An open, unoccupied and unobstructed space on a lot, other than a

yard, street or way, bounded by two (2) or more sides of a building; including similar area fully open to the sky but not necessarily beginning at the ground level.

**Type "A" Court:** A court completely surrounded by building walls, or by building walls and an interior lot line.

**Type "B" Court:** Any court other than a Type "A" Court.

**Curb Level:** The elevation of the established curb opposite a point midway between the extremes of the plane of the existing or proposed structure which faces the curb.

**Department:** The Department of City Planning of the City of Pittsburgh.

**Dwelling:** A building or portion thereof designed for and used exclusively for residential occupancy, including one-family, two-family and multiple-family dwellings, but not including apartment hotels, hospitals, hotels, boarding houses, institutional homes, residential clubs, rooming houses, tourist courts, trailers and the like.

**Dwelling Unit:** One (1) or more living or sleeping rooms with cooking and sanitary facilities for one (1) person or one (1) family.

**Dwelling, One-family:** A detached building containing only one (1) dwelling unit, for exclusive use by one (1) family.

**Dwelling, Two-family:** A building containing only two (2) non-communicating dwelling units, each for exclusive use by one (1) family, and each with its own separate exterior entrance door.

**Dwelling, Multiple-family:** A building or portion thereof containing three (3) or more dwelling units, each for exclusive uses by one (1) family.

**Dwelling, Row:** A multiple-family dwelling divided by party walls or partition walls into a row of three (3) or more distinct and non-communicating parts.

**Row Dwelling, Class "A":** Row dwelling containing not more than six (6) dwelling units, not exceeding two (2) rooms in depth with no two (2) dwelling units served by the

same stairway or by the same exterior door of the dwelling.

Row Dwelling, Class "B": Row dwelling other than Class "A."

Educational Institution: A college or university giving general academic instruction, as prescribed by the Commonwealth of Pennsylvania. Included within this term are areas or structures used for (a) administration, (b) housing of students or faculty, (c) dining halls, (d) social or athletic activities, when located on the institution's land that is not detached from that portion of the campus where classroom facilities are maintained, by more than street and/or other property owned by the institution.

Family: Either an individual, or two (2) or more persons related by blood or marriage or adoption, or a group of not more than five (5) persons (not counting servants) not related by blood, marriage or adoption, living as a household in a dwelling unit.

Frontage: All the property, measured along the street line, abutting one (1) side of a street between two (2) streets, or between a street and a right-of-way or waterway or the end of a dead-end street or the City boundary.

Garage: A structure or any portion thereof in which one (1) or more automobiles are housed, kept, or repaired, not including exhibition or showrooms, or storage of cars for sale.

Garage, Community: A garage used exclusively for the parking of automobiles by residents of the neighborhood, customers, or persons engaged in conduct of establishments in the immediate vicinity of its location or by those for whom such establishments are conducted.

Garage, Major: Any garage not included within the definitions of minor or community garage.

Garage, Minor: A garage which is an accessory structure or a part of a main structure, used exclusively for the parking of automobiles.

Height of Building: (See "Building, Height of.")

Height of Structure: (See "Structure, Height of.")

Hotel: A building designed for occupancy primarily as the temporary abiding place of individuals who are lodged with or without meals, in which building:

- a. there are more than ten (10) sleeping rooms;
- b. fifty (50) per cent or more of the gross floor area devoted to residential use is in suites;
- c. incidental business may be conducted;
- d. there may be club rooms, ballrooms and common dining facilities;
- e. such hotel services as maid, telephone and postal services are provided.

Institutional Home: A building used for the full-time care or home of three (3) or more babies, children or aged persons, except correctional or mental institutions.

Loading Space: An off-street space or berth, abutting upon a street or way or other appropriate means of access, intended for the temporary parking of a commercial vehicle while loading or unloading merchandise or materials; which space or berth is not less than ten (10) feet in width and sufficient in length, measured perpendicularly to the street or way, to insure that no vehicle using the space shall extend beyond a property line, but in no case less than twenty-five (25) feet in length.

Lodging House: (See "Rooming House.")

Lot: A parcel of land.

Lot, Accredited-zoning: A lot in an "R" District, which

- a. fronts upon a public street, or a street in a plan of land subdivision approved by the Commission;
- b. is insufficient in size to meet the requirements for a one-family dwelling and/or provide a buildable area of the lot twenty-five (25) feet square, and
- c. by documentary evidence acceptable to the Administrator, is shown to be, prior to and continuously since the effective date of this ordinance, in separate and distinct ownership from all abutting land.

**Lot, Buildable Area of:** That portion of a zoning lot or an accredited-zoning lot bounded by the required front and rear and side yards. When a yard is not required, the boundary is the lot line.

**Lot, Building Lines of:** The lines that bound the buildable area of the zoning lot or accredited-zoning lot, including front and rear and side building lines.

**Lot, Corner:** A lot situated at and abutting the intersection of two (2) streets, having an interior angle of intersection not greater than one-hundred thirty-five (135) degrees.

**Lot Depth:** The distance between the front and rear lot lines measured along the median between the two (2) side lot lines.

**Lot, Interior:** A lot other than a corner lot.

**Lot Lines:** The lines that bound a zoning lot or an accredited-zoning lot.

**Lot, Recorded:** A lot designated on a plot of subdivision duly recorded pursuant to statute, in the Recorder's Office for the recording of deeds, plans, etc., of Allegheny County. A recorded lot may or may not coincide with a zoning lot or an accredited-zoning lot.

**Lot, Through:** An interior lot, the front and rear lines of which abut streets.

**Lot, Width:** The distance between the side lot lines measured along the front building line of the lot as determined by the prescribed front yard requirement.

**Lot, Zoning:** A lot, unoccupied, or occupied by a main structure or unit group building with or without accessory structures, fronting upon a public street or a street in a plan of land subdivision approved by the Commission, and having such open spaces thereon as are required by this ordinance for one (1) of the uses permitted in the district in which it is located.

**Major Excavating, Grading or Filling:** Any operation (other than in connection with foundation for a structure) involving

- a. strip or other mining of coal or other minerals, excavating of sand or rock and the crushing of rock, sanitary and other fills, recovery

of metal or natural resources and similar operations; or

- b. material alteration of the ground surface so as to affect streets and recreation sites and other public facilities, or physically affect private property within one thousand (1,000) feet of the intended operation; or
- c. a volume of earth movement exceeding an average of one-half ( $\frac{1}{2}$ ) a cubic yard per square foot, or sixteen thousand (16,000) cubic yards, whichever is the lesser; or
- d. a change in ground elevation exceeding twenty-five (25) feet.

**Major Traffic Thorofare:** A main traffic artery designated on the zoning district map as a "Major Traffic Thorofare."

**Restricted Access Highway:** A major traffic thorofare, or part thereof, which, when open to public use, is

1. Constructed or maintained pursuant to the Federal Aid Highway Act of 1956, or any amendment or supplement thereto, as an Interstate Highway, or
2. A limited access highway under the Pennsylvania Limited Access Highway Act of 1945, or any amendment or supplement thereto, or
3. Designated from time to time as Restricted Access Highway by Council on the basis of being either
  - A. Primary or urban route on the State highway system, or
  - B. Primary route on the Allegheny County highway system approved by the County Planning Commission, or
  - C. Primary route on the City highway system approved by the City Planning Commission, and in addition to meeting one (1) of the above three (3) criteria, having either
    - (1) a minimum width of four (4) lanes, or
    - (2) fifty-one (51) per cent or more of the total affected frontage in one (1) or more of the following categories:
      - (a) public park;
      - (b) publicly owned or controlled land;
      - (c) redevelopment or renewal area

wherein advertising signs are prohibited by the redevelopment or renewal proposal approved by Council;

(d) land which is so located that the construction of the highway or the regulation thereof prevents private or public vehicular access thereto;

(e) land with three hundred and fifty (350) feet of the center line of any highway or interchange ramps thereof covered by items 1 or 2 above.

**Motor Freight Terminal:** Any premises used by a motor freight company regulated by the Public Utility Commission of Pennsylvania and/or the Interstate Commerce Commission as a carrier of goods, which is the origin and/or destination point of goods being transported, for the purpose of storing, transferring, loading and unloading such goods.

**Nonconforming Sign:** A sign, lawfully existing on the effective date of this ordinance or subsequent amendment hereto, which does not completely conform to the sign regulations applicable in the district in which it is located.

**Nonconforming Structure:** A structure or portion thereof other than a sign, lawfully existing on the effective date of this ordinance or subsequent amendment hereto, which was erected or altered for a use that does not completely conform to the use regulations applicable in the district in which it is located.

**Nonconforming Use:** A use of a structure or land other than a sign, lawfully existing on the effective date of this ordinance or subsequent amendment hereto, which does not completely conform to the use regulations applicable in the district in which it is located.

**Parking Area:** An open space other than a street or way, used for the parking of only automobiles.

**Parking Area, Community:** A parking area used exclusively by the residents of the neighborhood or customers or persons engaged in the conduct of establishments in the immediate vicinity of its location, or by those for whom such establishments are conducted.

**Parking Area, Major:** Any parking area not included within the definitions of community parking area or minor parking area.

**Parking Area, Minor:** A parking area which is an accessory use.

**Parking Stall:** A space in a garage or parking area, not less than nine (9) feet wide and twenty (20) feet long, reserved for the parking of only one (1) automobile.

**Property:** Any land not included within the definitions of "street" or "way."

**Public:** Owned, operated or controlled by a government agency (federal, state or local—including a corporation created by law for the performance of certain specialized governmental functions, and the Board of Public Education).

**Restricted Access Highway:** (See "Major Traffic Thoroughfare.")

**Rooming House:** A building or portion thereof, other than an apartment hotel or a hotel, containing not more than one (1) dwelling unit, where lodging is provided without meals for three (3) or more persons in addition to the family unit.

**School:** Any place of instruction in any branch of knowledge.

**School, Elementary:** Any school having regular sessions with regularly employed instructors which teaches those subjects that are fundamental and essential in general education and which provides elementary education under the supervision of the Commonwealth of Pennsylvania or a lawfully constituted ecclesiastical governing body, or a corporation meeting the requirements of the Commonwealth.

**School, Secondary:** Same as elementary school except secondary education is provided.

**School, Vocational:** Any school having regular sessions with regularly employed instructors which, as a principal activity, provides training in a trade or vocation, and teaches those subjects that are fundamental and essential in elementary or secondary education, under the supervision of the Commonwealth of Pennsylvania or a lawfully constituted ecclesiastical governing body, or a corporation meeting the requirements of the Commonwealth.

**Sign:** Any surface, fabric or device bearing lettered, pictorial or sculptured matter designed to convey information visually and exposed to public view; or any structure (including billboard or poster panel) designed to carry the above visual information.

**Sign, Advertising:** A sign which directs attention to a business, commodity, service or entertainment, conducted, sold or offered

- a. only elsewhere than upon the premises where the sign is displayed, or
- b. as a minor and incidental activity upon the premises where the sign is displayed.

**Sign, Business:** A sign which directs attention to a business, profession or industry located upon the premises where the sign is displayed, to type of products sold, manufactured or assembled, and/or to service or entertainment offered on said premises; except a sign pertaining to the preceding if such activity is only minor and incidental to the principal use of the premises.

**Sign, Identification:** A sign used to identify only: the name of the individual or organization occupying the premises; the profession of the occupant; the name of the building on which the sign is displayed.

**Special Exception:** A modification of the regulations of the ordinance which the Board is permitted to authorize in specific instances listed in this ordinance, under the terms, procedure and conditions prescribed herein.

**Stable:** A structure or portion thereof which is used in whole or in part for the shelter or care of horses, cattle or similar animals, either permanently or temporarily.

**Stable, Major:** A stable other than a minor stable.

**Stable, Minor:** A stable with a capacity for not more than three (3) animals.

**Story:** That portion of a building included between the surface of any floor and the surface of the next floor above it, or if there be no floor above it then the space between such floor and the ceiling next above it; not including cellar or basement.

**Story, Half:** A story under a gable or hip or gambrel roof the wall plates of which, on at least two (2) opposite walls, are not more than two (2) feet above the floor of such story.

**Street:** A strip of land at least twenty-five (25) feet wide which provides access to property, public or in a plan of land subdivision approved by the Commission, the boundary lines of which include roadway and/or sidewalk area.

**Structure:** Anything constructed or erected, the use of which requires, directly or indirectly, a permanent location on the land.

**Structure, Accessory:** A detached subordinate structure, the use of which is clearly incidental to the main structure or to the use of the land.

**Structural Alteration:** Any change which would tend to prolong the life of the supporting members of a structure, such as bearing walls, columns, beams or girders.

**Structure, Height of (other than a building):** The vertical distance measured from the curb level to the highest point of the structure. (For height of building see "Building, Height of.")

**Suite:** One (1) or a group of connected living or sleeping rooms, without cooking facilities.

**Telephone Exchange Building:** A building and its equipment used or to be used for the purpose of facilitating transmission and exchange of telephone and/or radio-telephone messages between subscribers and other business of the Telephone Company.

**Tourist Court:** A group of attached or detached buildings containing only individual sleeping rooms or living units (except in the case of quarters for resident manager or proprietor) with separate accessory facilities, designed for temporary use by automobile tourists or transients, including auto courts, motels or motor lodges and the like.

**Trailer:** Any vehicle or portable structure equipped for and used as sleeping or living quarters for one (1) or more persons, mounted upon wheels and used as a conveyance on highways or streets, and drawn by its own or other motive power.

**Trailer Park:** Any camp, trailer camp, trailer court, court, camp site, lot, parcel or tract of land, designed, maintained or intended for the purpose of supplying a location or accommodations for two (2) or more trailers, and upon which two (2) or more trailers are parked, and including all buildings used or intended for use as part of the equipment thereof, whether a charge is made for the use of the trailer park and its facilities or not. Trailer park shall not include automobile or trailer sales lots on which unoccupied trailers are parked for the purpose of inspection or sale.

**Use, Accessory:** A subordinate use which is clearly incidental and related to that of a main structure or main use of the land.

**Variance:** A modification of the literal provisions of this ordinance which the Board is permitted to grant when strict enforcement of said provisions would cause undue hardship owing to circumstances unique to the individual property on which the variance is sought.

**Way:** A strip of land less than twenty-five (25) feet wide, which provides access to property, public or in a plan of land subdivision approved by the Commission, the boundary lines of which include roadway and/or sidewalk area.

**Yard:** An open space on a lot, other

than a court, unoccupied and unobstructed from the ground to the sky.

**Yard, Front:** A yard extending across the full width of the lot and abutting the front lot line, the required depth of which yard is a prescribed minimum distance between the front lot line and a line parallel thereto on the lot.

**Yard, Rear:** A yard extending across the full width of the lot and abutting the rear lot line, the required depth of which yard is a prescribed minimum distance between the rear lot line and a line parallel thereto on the lot.

**Yard, Side:** A yard extending from the front yard or front lot line where no front yard is required, to the rear yard or rear lot line when no rear yard is required, and abutting a side lot line; the required width of which yard is a prescribed minimum distance between the side lot line and a line parallel thereto on the lot.

### ARTICLE 3 ZONING DISTRICTS

Section 301: ZONING DISTRICTS. To carry out the purposes and provisions of this ordinance, the area of the City is hereby divided into five (5) types of district and twenty (20) Zoning District classifications (see Articles 4-23 inclusive). These types of district and district classifications are as follows:

TYPE		FULL NAME	SHORT NAME
"S"	"S"	Special District	"S" District
	"R1-A"	One-family Residence District	"R1-A" District
	"R1"	One-family Residence District	"R1" District
	"R2"	Two-family Residence District	"R2" District
	"R3"	Multiple-family Residence District	"R3" District
"R"	"R3-H"	Multiple-family Residence District	"R3-H" District
	"R4"	Multiple-family Residence District	"R4" District
	"R4-H"	Multiple-family Residence District	"R4-H" District
	"R5"	Multiple-family Residence District	"R5" District
	"R5-H"	Multiple-family Residence District	"R5-H" District
"I"	"I"	Institutional-Civic District	"I" District
	"C1"	Neighborhood Retail District	"C1" District
	"C2"	Highway Commercial District	"C2" District
"C"	"C3"	Commercial District	"C3" District
	"C4"	Commercial District	"C4" District
	"C5"	Business District	"C5" District
"M"	"M2"	Limited Industrial District	"M1" District
	"M2"	Limited Industrial District	"M2" District
	"M3"	Light Industrial District	"M3" District
	"M4"	Heavy Industrial District	"M4" District

The terms "R" District, "C" District or "M" District, whenever used herein, are deemed to mean a type of district, including every district classification having the same initial letter in the first part of its name regardless of the numeral that follows: for example the term "C" District shall include the "C1," "C2," "C3," "C4" and "C5" Districts.

Among the five (5) types of district, "S," "R," "I," "C" and "M," each type is recognized herein as "most protected" within itself and is subject to the lessening of such protection if uses of any of the other four (4) types are introduced therein. Among the districts of any one (1) of these types, a district designated by a lower number is recognized as more protected than a district designated by a higher number.

Section 302. ZONING DISTRICT MAP: BOUNDARIES OF DISTRICT. The locations of the districts enumerated in preceding Section 301, and the boundaries of such districts, are hereby established as shown upon the map which is attached hereto and made a part of this ordinance, being designated as the "Zoning District Map." The said map and all the notations, references and other information shown thereon shall be as much a part of this ordinance as if the matters and information set forth by said map were all fully described herein.

The boundaries of districts shall be as shown by heavy solid lines on the Zoning District Map. A district boundary shown within a street or way shall be construed to be in the center thereof, and shall remain a boundary if the street or way is vacated unless the boundary is changed by an amending ordinance. Where a district boundary is not within a street or way and its location is not precisely indicated by dimensioned distances from known lines, and where the designation on the Zoning District Map indicates such district boundary (a) upon or approximately upon the boundary line of a recorded lot or separate parcel of land, the district boundary shall be construed to be said line of recorded lot or parcel of land; (b) other than as stated in "a," its location shall be determined by use of the scale of the map.

#### DISTRICT 4

##### "S" SPECIAL DISTRICT

In the "S" Special District there shall

be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 401—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 404. Permitted uses are:

- 1—Cultivation of plants and plantings, when not involving retail sales, or advertising of sales, on the premises. (See Sections 2403-7 and 2803-10-F.)
- 2—Public utility structure, facilities and installations for electricity, gas, oil, steam, telegraph, telephone (including telephone exchange building) and water, provided that these uses: (a) do not involve business offices or storage areas or structures requiring major trucking or traffic movements; (b) do not consist of overhead power lines supported by metal towers; (c) do not include railroads.
- 3—Railroad or other mass transportation company right-of-way and trackage, with accessory poles and wires, signals or other operating devices incident to the use thereof; railroad passenger station; barn, car house, shop, yard, or off-street turnout for mass transit vehicles; power substations; headquarters for operators and maintenance employees. (See Section 2401-5).
- 4—Recreation area, public, or operated by a non-profit organization. (See Section 2401-5).
- 5—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot unless otherwise specified, not involving retail sales, or advertising of sales, on the premises, and including:
  - A—Fence or enclosure wall other than a wire fence with barbs; (a) solid and constructed to a height not exceeding six and one-half (6½) feet having, if desired, two (2) extra feet of height of open-work fencing that has a ration of open



to solid portions of four (4) to one (1); or (b) entirely of such open-work fencing erected to a height not exceeding eight and one-half (8½) feet. (See Section 2803-10-F).

B—Loading space, as prescribed in Section 2607.

C—Minor garage used exclusively for the parking of automobiles of occupants, or persons using the above permitted facilities, as prescribed in Section 2603-1.

D—Minor parking area used exclusively for the parking of non-commercial automobiles of occupants, or persons using the above permitted facilities, as prescribed in Section 2603-1-B.

E—Signs, as prescribed in Article 25.

Section 402—HEIGHT. For the uses listed in Section 401: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Main structure—  
Thirty-five (35) feet.

2—Accessory structure—  
One (1) story: Fifteen (15) feet.

Section 403—AREA. For the uses listed in Section 401: on each unimproved zoning lot, and on each zoning lot, upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Front yard depth—  
Thirty (30) feet.

2—Rear yard depth—  
Thirty (30) feet.

3—Side yard width: each of two (2) required—  
Thirty (30) feet abutting a street; fifteen (15) feet when not abutting a street.

Section 404—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 401 in conformity with the height and area provisions of Sec-

tions 402 and 403 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Airport or aircraft landing area. (See Section 2801-1-A-(1).)

B—Cemetery including crematorium. (See Section 2801-1-A-(3).)

C—Drive-in theater. (See Section 2801-1-A-(6).)

D—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

E—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

F—Hospital or sanitarium, or unit group building thereof. (See Section 2801-1-A-(8).)

G—Major excavating, grading or filling. (See Section 2801-1-A-(13).)

H—Medical building for certain uses auxiliary to a hospital, or the location of such uses in a portion of a hospital building. (See Section 2801-1-A-(15).)

I—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

J—Tourist court with accessory uses and structures incident thereto. (See Section 2801-1-A-(23).)

K—Trailer park. (See Section 2801-1-A-(24).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Agricultural uses; farming and truck gardening, including nurseries; the hatching, raising and marketing of poultry and fowl and the keeping of domestic animals. (See Section 2903-3-A-(1).)

- B—Central utility building or a project maintenance building or a rental or custodian's office in connection with a large-scale housing project. (See Section 2903-3-A-(3).)
  - C—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)
  - D—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)
  - E—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)
  - F—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)
  - G—Poultry and rabbit raising and the like, accessory to a one-family or an existing two-family dwelling. (See Section 2903-3-A-(14).)
  - H—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)
  - I—Temporary structure incidental to the development of land or to the erection of structures or the temporary use of a building in a housing development as a real estate office for said development. (See Section 2903-3-A-(17).)
  - J—Water tank. (See Section 2903-3-A-(20).)
- 3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.
- A—One-family dwelling when located on a street meeting the requirements for "Permanent Improvement" as established by the Department of Public Works. (See Section 2801-2-A-(15).)

- B—Community garage or community parking area used exclusively for the parking or non-commercial automobiles to supply parking needs for residents of the neighborhood, or in the case of a community parking area, to supply parking needs for uses permitted in the "S" District. (See Sections 2603-2-B and 2603-2-C.)
- C—Major garage or major parking area for only mass transit and other public utility service vehicles. (See Section 2603-5.)
- D—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 405—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder the following exceptions to the height regulation of Section 402 are permitted:

- 1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."
- A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)
  - B—Erection of a water tank, exceeding the height limits of the district. (See Section 2903-3-B-(2).)
  - C—Erection of stacks and towers, exceeding the height limits of the district, in connection with a power plant for a large-scale housing project. (See Section 2903-3-B-(4).)
  - D—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)
  - E—Erection to a reasonable height of a structure in a suitable location for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)
- 2—Exceptions in height which are permitted by the Administrator in con-

formity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts, silos or similar structures. (See Section 2802-1.)

Section 406—AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 403 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street reduction when joining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

E—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

#### ARTICLE 5

##### "R 1-A" ONE-FAMILY RESIDENCE DISTRICT

In the "R1-A" One-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other

articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 501—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 504. Permitted uses are:

1—One-family dwelling.

2—Park, public, for passive recreation only.

3—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot unless otherwise specified, not involving retail sales, or advertising of sales, on the premises, and including:

A—Cultivation of plants and plantings as an avocation of occupants of the premises, within main or accessory building or elsewhere on same zoning lot. (See Sections 2403-8 and 2803-10-F.)

B—Fence or enclosure wall, other than a wire fence with barbs: (a) solid and constructed to a height not exceeding six and one-half ( $6\frac{1}{2}$ ) feet having, if desired, two (2) extra feet of height of open-work fencing that has a ratio of to solid portions of four (4) to one (1); or (b) entirely of such open-work fencing erected to a height not exceeding eight and one-half ( $8\frac{1}{2}$ ) feet. (See Section 2803-10-F.)

C—Minor garage or minor parking area used exclusively for the parking of non-commercial automobiles, as prescribed in Section 2603-1.

D—Minor stable and/or shelter for domestic pets, when located not less than sixty (60) feet from any street line and not less than twenty-five (25) feet from any other lot line.

E—Signs, as prescribed in Article 25.

Section 502—HEIGHT. For the uses listed in Section 501: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

**1—One-family dwelling—**

Two and one-half (2½) stories: Thirty-five (35) feet.

**2—Accessory structure—**

One (1) story: Fifteen (15) feet.

Section 503—AREA. For the uses listed in Section 501: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

**1—Lot area per dwelling unit—**

Eight thousand (8000) square feet.

**2—Front yard depth—**

Thirty (30) feet.

**3—Rear yard depth—**

Thirty (30) feet.

**4—Side yard width: each of two (2) required—**Thirty (30) feet abutting a street; ten (10) feet when not abutting a street.

Section 504—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 501 in conformity with the height and area provisions of Sections 502 and 503 unless otherwise prescribed hereunder.

**1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.**

**A—**Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such use is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

**B—**Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

**C—**Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

**D—**Residential block reconditioning

project. (See Section 2801-1-A-(20).)

**E—**School, elementary, or unit group building thereof. (See Section 2801-1-A-(22).)

**F—**Unit group residential development. (See Section 2801-1-A-(26).)

**2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."**

**A—**Central utility building or a project maintenance building or a rental or custodian's office in connection with a large-scale housing project. (See Section 2903-3-A-(3).)

**B—**Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

**C—**Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

**D—**Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)

**E—**Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

**F—**Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

**G—**Temporary structure incidental to the development of land or to the erection of structures or the temporary use of a building in a housing development as a real estate office for said development. (See Section 2903-3-A-(17).)

**H—**Use of land by a public utility corporation in a suitable location

for public utility purposes. (See Section 2903-3-A-(19).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 505—HEIGHT EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 502 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection of stacks and towers, exceeding the height limits of the district, in connection with a power plant of a central utility building for a large-scale housing project. (See Section 2903-3-B-(4).)

C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

D—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples,

flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

Section 506—AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 503 are permitted:

A—Erection of a one-family dwelling on an accredited-zoning lot having an area of not less than six thousand (6000) square feet. (See Section 2903-3-C-(1).)

B—Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot having a width within the range of thirty-three (33) to sixty-four (64) feet, inclusive, for a corner lot, or twenty-five (25) to forty-four (44) feet, inclusive, for an interior lot. (See Section 2903-3-C-(2).)

C—Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than thirty-three (33) feet in width for a corner lot or less than twenty-five (25) feet in width for an interior lot. (See Section 2903-3-C-(3).)

2—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

E—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places, open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls

or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

#### ARTICLE 6

##### "R1" ONE-FAMILY RESIDENCE DISTRICT

In the "R1" One-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 601—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 604. Permitted uses are:

- 1—One-family dwelling.
- 2—Golf course, except driving tee or range, miniature course or similar use.
- 3—Library, public. (See Section 2401-5.)
- 4—Recreation area, public. (See Section 2401-5.)
- 5—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot unless otherwise specified, not involving retail sales, or advertising of sales, on the premises, and including:
  - A—Cultivation of plants and plantings as an avocation of occupants of the premises, within main or accessory buildings or elsewhere on same zoning lot. (See Sections 2403-8 and 2803-10-F.)
  - B—Fence or enclosure wall, other than a wire fence with barbs: (a) solid and constructed to a height not exceeding six and one-half (6½) feet having, if desired, two (2) extra feet of height of open-work fencing that has a ration of open to solid portions of four (4) to one (1); or (b) entirely of such open-work fencing erected to a height not exceeding eight and one-half (8½) feet. (See Section 2803-10-F.)
  - C—Loading space, as prescribed in Section 2607.

D—Minor garage or minor parking area used exclusively for the parking of non-commercial automobiles, as prescribed in Section 2603-1.

E—Minor stable and/or shelter for domestic pets, when located not less than sixty (60) feet from any street line and not less than twenty-five (25) feet from any other lot line.

F—Signs, as prescribed in Article 25.

Section 602—HEIGHT. For the uses listed in Section 601: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

- 1—Main structure—  
Two and one-half (2½) stories:  
Thirty-five (35) feet.
- 2—Accessory structure—  
One (1) story: Fifteen (15) feet.

Section 603—AREA. For the uses listed in Section 601: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

- 1—Lot area per dwelling unit—  
Five thousand (5000) square feet.
- 2—Front yard depth—  
Thirty (30) feet.
- 4—Side yard width: each of two (2) required
  - A—One-family dwelling not exceeding one and one-half (1½) stories or twenty (20) feet in height.  
Thirty (30) feet abutting a street; five (5) feet when not abutting a street.
  - B—One-family dwelling exceeding one and one-half (1½) stories or twenty (20) feet in height.

On corner lot, thirty (30) feet abutting a street; five (5) feet when not abutting a street. On interior lot, ten (10) feet on one side, five (5) feet on other side. (See Section 2803-11.)

C—Other than a one-family dwelling  
Thirty (30) feet abutting a street; twenty (20) feet when not abutting a street.

Section 604—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 601 in conformity with the height and area provisions of Sections 602 and 603 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a non-conforming use or a nonconforming structure. (See Section 2801-1-A-(27).)

B—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

C—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

D—Railroad or other mass transportation right-of-way and trackage including railroad passenger station and private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof. (See Section 2801-1-A-(19).)

E—Residential block reconditioning project. (See Section 2801-1-A-(20).)

F—School, elementary, secondary or vocational, or unit group building thereof. (See Section 2801-1-A-(21).)

G—Unit group residential development. (See Section 2801-1-A-(26).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Agricultural uses: farming and truck gardening, including nurseries; the hatching, raising and

marketing of poultry and fowl, and the keeping of domestic animals. (See Section 2903-3-A-(1).)

B—Central utility building, a project maintenance building or a rental or custodian's office in connection with a large-scale housing project. (See Section 2903-3-A-(3).)

C—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

D—Community club. (See Section 2903-3-A-(5).)

E—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

F—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use' (See Section 2903-3-A-(8).)

G—Home occupation, carried on in a dwelling unit by the resident thereof as a customary and accessory use. (See Section 2903-3-A-(70).)

H—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

I—Non-profit recreation area. (See Section 2903-3-A-(13).)

J—Poultry and rabbit raising and the like, accessory to a one-family or an existing two-family dwelling. (See Section 2903-3-A-(14).)

K—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

L—Temporary structure incidental to the development of land or to the erection of structures or the temporary use of a building in a housing development as a real estate office for said development. (See Section 2903-3-A-(17).)

M—Use of land by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Community garage or community parking area, used exclusively by residents of the neighborhood for the parking of no-commercial automobiles, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

B—Home office of a doctor of medicine or minister of religion, as an accessory use. (See Section 2801-2-A-(6).)

C—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 605—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 602 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection of stacks and towers, exceeding the height limits of the district, in connection with a power plant of a central utility building for a large-scale housing project. (See Section 2903-3-B-(4).)

C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

D—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts, masts or similar structures. (See Section 2802-1.)

Section 606—AREA EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 603 are permitted:

1—Exceptions in area which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than thirty-three (33) feet in width for a corner lot or less than twenty-five (25) feet in width for an interior lot. (See Section 2903-3-C-(3).)

2—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Detached unenclosed minor garage located closer to a side lot line than ten (10) feet. (See Section 2803-2.)

C—Erection of a one-family dwelling on an accredited-zoning lot with waiver of lot area requirements and reduction in size of rear and side yards. (See Section 2803-3.)

D—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

E—Loading space occupying a rear yard. (See Section 2803-5.)



F—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

G—Projection into yards of porte-cochere, eaves, belt courses, esills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

H—Varying of side yard requirements for a one-family dwelling. (See Section 2803-11.)

#### ARTICLE 7

##### "R2" TWO-FAMILY RESIDENCE DISTRICT

In the "R2" Two-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 701—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged for only the uses listed in this section and in Section 704. Permitted uses are:

1—Two-family dwelling.

2—One-family dwelling.

3—Golf course, except driving tee or range, miniature course or similar use.

4—Library, public. (See Section 2401-5.)

5—Recreation area, public. (See Section 2401-5.)

6—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot unless otherwise specified, not involving retail sales, or advertising of sales, on the premises, and including:

A—Cultivation of plants and plantings as an avocation of occupants

of the premises, within main or accessory building or elsewhere on same zoning lot. (See Sections 2403-8 and 2803-10-F.)

B—Fence or enclosure wall, other than a wire fence with barbs; (a) solid and constructed to a height not exceeding six and one-half (6½) feet having, if desired, two (2) extra feet of height of open-work fencing that has a ratio of open to solid portions of four (4) to one (1); or (b) entirely of such open-work fencing erected to a height not exceeding eight and one-half (8½) feet. (See Section 2803-10-F.)

C—Loading space, as prescribed in Section 260.

D—Minor garage or minor parking area used exclusively for the parking of non-commercial automobiles, as prescribed in Section 2603-1.

E—Minor stable and/or shelter for domestic pets, when located not less than sixty (60) feet from any street line and not less than twenty-five (25) feet from any other lot line.

F—Signs, as prescribed in Article 25.

Section 702—HEIGHT. For the uses listed in Section 701: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Main structure—

Two and one-half (2½) stories: Thirty-five (35) feet.

2—Accessory structure—

One (1) story: Fifteen (15) feet.

Section 703—AREA. For the uses listed in Section 701: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area per dwelling unit.—

A—Two-family dwelling—

Three thousand (3000) square feet.

**B—One-family dwelling—**

Five thousand (5000) square feet.

2—Front yard depth—  
Thirty (30) feet.

3—Rear yard depth—  
Thirty (30) feet.

4—Side yard width: each of two (2) required—

**A—Two-Family dwelling—**

Thirty (30) feet abutting a street;  
ten (10) feet when not abutting a street.

**B—One-family dwelling not exceeding one and one-half (1½) stories or twenty (20) feet in height—**  
Thirty (30) feet abutting a street;  
five (5) feet when not abutting a street.

**C—One-family dwelling exceeding one and one-half (1½) stories or twenty (20) feet in height—**

On corner lot, thirty (30) feet abutting a street; five (5) feet when not abutting a street. On interior lot, ten (10) feet on one side, five (5) feet on other side. (See Section 2903-11.)

**D—Other than a one-family dwelling or a two-family dwelling—**  
Thirty (30) feet abutting a street;  
twenty (20) feet when not abutting a street.

Section 704—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 701 in conformity with the height and area provisions of Sections 702 and 703 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission and after approval by Council in conformity with the provisions of Article 28.

**A—Community parking area, to serve an abutting "C" District. (See Section 2801-1-A-(4).)**

**B—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)**

**C—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)**

**D—Housing project, large-scale. (See Section 2801-1-A-(9).)**

**E—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)**

**F—Railroad or other mass transportation right-of-way and trackage including railroad passenger station and private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof. (See Section 2801-1-A-(19).)**

**G—Residential block reconditioning project. (See Section 2801-1-A-(17).)**

**H—School, elementary, secondary or vocational, or unit group building thereof. (See Section 2801-1-A-(21).)**

**I—Unit group residential development. See Section 2801-1-A-(26).)**

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

**A—Central utility building, a project maintenance building or a rental or a custodian's office in connection with a large-scale housing project. (See Section 2903-3-A-(3).)**

**B—Church, cathedral or temple, or Unit group building thereof. (See Section 2903-3-A-(4).)**

**C—Community club. (See Section 2903-3-A-(5).)**

**D—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)**

- E—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)
  - F—Home occupation, carried on in a dwelling unit by the resident thereof as a customary and accessory use. (See Section 2903-3-A-(10).)
  - G—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)
  - H—Non-profit recreation area. (See Section 2903-3-A-(13).)
  - I—Poultry and rabbit raising and the like, accessory to a one-family or two-family dwelling. (See Section 2903-3-A-(14).)
  - J—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)
  - K—Temporary structure incidental to the development of land or to the erection of structures or the temporary use of a building in a housing development as a real estate office for said development. (See Section 2903-3-A-(17).)
  - L—Use of land by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)
- 3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.
- A—Community garage or community parking area used exclusively by residents of the neighborhood for the parking of non-commercial automobiles, unless otherwise excepted. (See Section 2603-2-B and 2603-2-C.)
  - B—Home office of a doctor of medicine or minister of religion, as an accessory use. (See Section 2801-2-A-(6).)
  - C—Lodgers, not exceeding two (2), in addition to one (1) family, in each dwelling unit, as an accessory use. (See Section 2801-2-A-(8).)

- D—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 705—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 702 are permitted:

- 1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

- A—Erection of a structure to a height normal to the district when no curb level has been established. (See Section 2903-3-B-(1).)

- B—Erection of stacks and towers, exceeding the height limits of this district, in connection with a power plant of a central utility building for a large-scale housing project. (See Section 2903-3-B-(4).)

- C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

- D—Erection to a reasonable height of a structure in a suitable location for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

- 2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

- A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

Section 706—AREA EXCEPTIONS.  
Subject to the requirements prescribed

hereunder, the following exceptions to the area regulations of Section 703 are permitted:

1—Exceptions in area which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than thirty-three (33) feet in width for a corner lot or less than twenty-five (25) feet in width for an interior lot. (See Section 2903-3-C-(3).)

2—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Detached unenclosed minor garage located closer to a side lot line than ten (10) feet. (See Section 2803-2.)

C—Erection of a one-family dwelling on an accredited-zoning lot with waiver of lot area requirements and reduction in size of rear and side yards. (See Section 2803-3.)

D—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

E—Loading space occupying a rear yard. (See Section 2803-5.)

F—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

G—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies; porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

H—Varying of side yard requirements

for a one-family dwelling. (See Section 2803-11.)

#### ARTICLE 8

#### "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT

In the "R3" Multiple-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 801—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 804. Permitted uses are:

1—Multiple-family dwelling other than a row dwelling, Class "B."

2—Row dwelling, Class "A."

3—One-family dwelling.

4—Two-family dwelling.

5—Day nursery or kindergarten.

6—Golf course, except driving tee or range, miniature course or similar use.

7—Institutional home.

8—Library, public. (See Section 2401-5.)

9—Nursing home, provided it is licensed by the State and complies with all governmental regulations applicable thereto.

10—Recreation area, public. (See Section 2401-5.)

11—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot unless otherwise specified, not involving retail sales, or advertising of sales, on the premises, and including:

A—Cultivation of plants and plantings as an avocation of occupants of the premises, within main or accessory building or elsewhere on same zoning lot. (See Sections 2403-8 and 2803-10-F.)

B—Fence or enclosure wall, other than a wire fence with barbs (a)

solid and constructed to a height not exceeding six and one-half (6½) feet having, if desired, two (2) extra feet of height of open-work fencing that has a ratio of open to solid portions of four (4) to one (1); or (b) entirely of such open-work fencing erected to a height not exceeding eight and one-half (8½) feet. (See Section 2803-10-F.

C—Loading space, as prescribed in Section 2607.

D—Minor garage or minor parking area used exclusively for the parking of non-commercial automobiles, as prescribed in Section 2603-1.

E—Minor stable and/or shelter for domestic pets, when located not less than sixty (60) feet from any street line and not less than twenty-five (25) feet from any other lot line.

F—Signs, as prescribed in Article 25.

Section 802—HEIGHT. For the uses listed in Section 801: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Main structure—

Two and one-half (2½) stories: Thirty-five (35) feet.

2—Accessory structure—

One (1) story: Fifteen (15) feet.

Section 803—AREA. For the uses listed in Section 801: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained, a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area per dwelling unit

A—Multiple-family dwelling other than a row—for each dwelling unit of

Four (4) or more bedrooms—  
Three thousand (3000) square feet.

Three (3) bedrooms—  
Twenty-one hundred (2100) square feet.

Two (2) bedrooms—  
Eighteen hundred (1800) square feet.

One (1) bedroom—  
Sixteen hundred (1600) square feet.

B—Row dwelling—  
Twenty-five hundred (2500) square feet.

C—Two-family dwelling—  
Three thousand (3000) square feet.

D—One-family dwelling—  
Five thousand (5000) square feet.

2—Lot area for main uses not listed in item 1 above—  
Five thousand (5000) square feet plus three hundred (300) square feet for each sleeping room in excess of three (3).

3—Front yard depth—  
Twenty-five (25) feet.

4—Rear yard depth—  
Twenty-five (25) feet abutting a street; thirty (30) feet when not abutting a street.

5—Side yard width: each of two (2) required

A—Multiple-family dwelling other than a row—  
Twenty-five (25) feet abutting a street; ten (10) feet when not abutting a street.

B—Row dwelling  
(a) when having no dwelling unit fronting on a side yard—  
Twenty-five (25) feet abutting a street; ten (10) feet when not abutting a street.  
(b) when having any dwelling unit fronting on a side yard—  
Twenty-five (25) feet abutting a street; thirty (30) feet when not abutting a street.

C—Two-family dwelling—  
Twenty-five (25) feet abutting a street; ten (10) feet when not abutting a street.

D—One-family dwelling not exceeding one and one-half (1½) stories or twenty (20) feet in height—  
Twenty-five (25) feet abutting a street; five (5) feet when not abutting a street.

E—One-family dwelling exceeding one and one-half (1½) stories or twenty (20) feet in height—

On corner lot, twenty-five (25) feet abutting a street; five (5) feet when not abutting a street. On interior lot, ten (10) feet on one side; five (5) feet on other side. (See Section 2803-11.)

F—Other than the uses listed in items A, B, C, D and E above—

Twenty-five (25) feet abutting a street; twenty (20) feet when not abutting a street.

6—Courts:

A—Every court shall have between two (2) opposite facing walls thereof a horizontal dimension sixty (60) feet or more, except in the case of a type "B" court when the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court, parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

Section 804—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 801 in conformity with the height and area provisions of Sections 802 and 803 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Community parking area, to serve an abutting "C" District. (See Section 2801-1-A-(4).)

B—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a non-conforming use or nonconforming structure. (See Section 2801-1-A-(27).)

C—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

D—Housing project, large scale. (See Section 2801-1-A-(9).)

E—Institution, educational or philanthropic, or unit group building thereof. (See Section 2801-1-A-(10).)

F—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

G—Railroad or other mass transportation right-of-way and trackage including railroad passenger station and private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof. (See Section 2801-1-A-(19).)

H—Residential block reconditioning project. (See Section 2801-1-A-(20).)

I—School, elementary, secondary or vocational or unit group building thereof. (See Section 2801-1-A-(21).)

J—Unit group residential development. (See Section 2801-1-A-(26).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Central utility building, a project maintenance building or a rental or custodian's office in connection with a large-scale housing project. (See Section 2903-3-A-(3).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Community club. (See Section 2903-3-A-(5).)

D—Community service institution or facility. (See Section 2903-3-A-(6).)

E—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

- F—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)
  - G—Home occupation, carried on in a dwelling unit by the resident thereof as a customary and accessory use. (See Section 2903-3-A-(10).)
  - H—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)
  - I—Non-profit recreation area. (See Section 2903-3-A-(13).)
  - J—Poultry and rabbit raising and the like, accessory to a one-family or two-family dwelling. (See Section 2903-3-A-(14).)
  - K—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)
  - L—Temporary structure incidental to the development of land or to the erection of structures or the temporary use of a building in a housing development as a real estate office for said development. (See Section 2903-3-A-(17).)
  - M—Use of land by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)
- 3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.
- A—Community garage or community parking area used exclusively by residents of the neighborhood for the parking of non-commercial automobiles, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)
  - B—Home office of a physician, dentist or minister of religion, as an accessory use. (See Section 2801-2-A-(7).)
  - C—Lodgers, not exceeding two (2), in addition to one (1) family, in each dwelling unit, as an accessory use. (See Section 2801-2-A-(8).)

- D—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 805—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 802 are permitted:

- 1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."
  - A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)
  - B—Erection of stacks and towers, exceeding the height limits of the district, in connection with a power plant of a central utility building for a large-scale housing project. (See Section 2903-3-B-(4).)
  - C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)
  - D—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)
- 2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.
- A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

Section 806—AREA EXCEPTIONS.  
Subject to the requirements prescribed

hereunder, the following exceptions to the area regulations of Section 803 are permitted:

1—Exceptions in area which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than thirty-three (33) feet in width for a corner lot or less than twenty-five (25) feet in width for an interior lot. (See Section 2903-3-C-(3).)

2—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Detached unenclosed minor garage located closer to a side lot line than ten (10) feet. (See Section 2803-2.)

C—Erection of a one-family dwelling on an accredited-zoning lot with waiver of lot area requirements and reduction in size of rear and side yards. (See Section 2803-3.)

D—Front yard (or rear yard abutting street) reduction when abutting properties have inadequate yards abutting the same street. See Section 2803-4-A.)

E—Loading space occupying a rear yard. (See Section 2803-5.)

F—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

G—Projection into yards of porte-cochere; cornices, eaves, belt courses, sill, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

H—Varying of side yard requirements

for a one-family dwelling. (See Section 2803-11.)

#### ARTICLE 9

##### "R-3-H" MULTIPLE-FAMILY RESIDENCE DISTRICT\*

In the "R-3-H" Multiple-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 901—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 904. Permitted uses are:

1—Any use permitted in Section 801 of the "R3" District.

Section 902—HEIGHT. For the uses listed in Section 901: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Multiple-family dwelling other than a row, having no story less than nine (9) feet in height—  
Unlimited.

2—Main structure other than listed in item 1 above—

Two and one-half (2½) stories:  
Thirty-five (35) feet.

3—Accessory structure—

One (1) story: Fifteen (15) feet.

Section 903—AREA. For the uses listed in Section 901: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area—

Same as in the "R3" District.

2—Front yard depth—

A—Multiple-family dwelling over two and one-half (2½) stories or thirty-five (35) feet in height—

Twenty-five (25) feet plus whichever of the following results in the greatest dimension:



- (a) Three (3) feet for each story over two and one-half ( $2\frac{1}{2}$ );
- (b) One (1) foot for each three (3) feet or fraction thereof of building height over thirty-five (35) feet;
- (c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—  
Twenty-five (25) feet.

### 3—Rear yard depth—

A—Multiple-family dwelling over two and one-half ( $2\frac{1}{2}$ ) stories or thirty-five (35) feet in height—

When abutting a street, same requirements as for front yard depth for this type of structure; when not abutting a street; thirty (30) feet plus whichever of the following results in the greatest dimension:

- (a) Three (3) feet for each story over two and one-half ( $2\frac{1}{2}$ );
- (b) One (1) foot for each three (3) feet or fraction thereof of building height over thirty-five (35) feet;
- (c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—  
Twenty-five (25) feet abutting a street; thirty (30) feet when not abutting a street.

### 4—Side yard width: each of two (2) required—

A—Multiple-family dwelling over two and one-half ( $2\frac{1}{2}$ ) stories or thirty-five (35) feet in height—

When abutting a street, same requirements as front yard depth for this type of structure; when not abutting a street, fifteen (15) feet plus whichever of the following results in the greatest dimension:

- (a) Three (3) feet for each story over two and one-half ( $2\frac{1}{2}$ );
- (b) One (1) foot for each three (3) feet or fraction thereof of building height over thirty-five (35) feet;
- (c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—  
Same as in the "R3" District.

### 5—Courts:

A—Every court shall have between two (2) opposite facing walls thereof a horizontal dimension sixty (60) feet or more, except in the case of a type "B" court when the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

C—A type "A" court shall be permitted only at or below the permitted height of the third story of a building.

Section 904—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 901 in conformity with the height and area provisions of Sections 902 and 903 unless otherwise prescribed hereunder.

1—Any use exception permitted in Section 804 of the "R3" District, with the same requirements as there specified.

Section 905—HEIGHT EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 902 are permitted:

1—Any height exception permitted under Section 805 of the "R3" District, with the same requirements as there specified.

Section 906—AREA EXCEPTIONS. Subject to the requirements prescribed

hereunder, the following exceptions to the area regulations of Section 903 are permitted:

- 1—Any area exception permitted under Section 806 of the "R3" District, with the same requirements as there specified.
- 2—Minor parking area occupying required yard space—in connection with a multiple-family dwelling exceeding two and one-half (2½) stories in height. (See Section 2803-7.)

#### ARTICLE 10

##### "R4" MULTIPLE-FAMILY RESIDENCE DISTRICT\*

In the "R4" Multiple-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1001—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1004. Permitted uses are:

- 1—Multiple-family dwelling other than a row dwelling, Class "B."
- 2—Row dwelling Class "A."
- 3—One-family dwelling.
- 4—Two-family dwelling.
- 5—Day nursery or kindergarten.
- 6—Golf course, except driving tee or range, miniature course or similar use.
- 7—Home for nurses.
- 8—Institutional home.
- 9—Library, public. (See Section 2401-5.)
- 10—Museum, public or non-profit.
- 11—Nursing home, provided it is licensed by the State and complies with all governmental regulations applicable thereto.
- 12—Recreation area, public. (See Section 2401-5.)
- 13—Rooming house conducted by a resident proprietor or manager, provided

the zoning lot is not less than two hundred and twenty (220) feet from any property in an "R1-A," "R1" or "R2" District.

- 14—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot unless otherwise specified, not involving retail sales, or advertising of sales, on the premises, and including:

A—Cultivation of plants and plantings as an avocation of occupants of the premises within main or accessory building or elsewhere on same zoning lot. (See Sections 2403-8 and 2803-10-F.)

B—Fence or enclosure wall, other than a wire fence with barbs: (a) solid and constructed to a height not exceeding six and one-half (6½) feet having, if desired, two (2) extra feet of height of open-work fencing that has a ratio of open to solid portions of four (4) to one (1); or (b) entirely of such open-work fencing erected to a height not exceeding eight and one-half (8½) feet. (See Section 2803-10-F.)

C—Loading space, as prescribed in Section 2607.

D—Minor garage or minor parking area used exclusively for the parking of non-commercial automobiles, as prescribed in Section 2603-1.

E—Minor stable and/or shelter for domestic pets, when located not less than sixty (60) feet from any street line and not less than twenty-five (25) feet from any other lot line.

F—Signs, as prescribed in Article 25.

Section 1002—HEIGHT. For the uses listed in Section 1001: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

- 1—Main structure other than those listed under item 2 below—  
Three (3) stories: Forty-five (45) feet.
- 2—Day nursery or kindergarten; or one-family dwelling; or row dwelling; or two-family dwelling—

Two and one-half ( $2\frac{1}{2}$ ) stories: Thirty-five (35) feet.

3—Accessory structure—

One (1) story: Fifteen (15) feet.

Section 1003—AREA. For the uses listed in Section 1001: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area per dwelling unit

A—Multiple-family dwelling over two and one-half ( $2\frac{1}{2}$ ) stories for each dwelling unit of—

Four (4) or more bedrooms—  
Eighteen hundred forty (1840) square feet.

Three (3) bedrooms—  
Thirteen hundred ten (1310) feet.

Two (2) bedrooms—  
Eleven hundred (1100) square feet.

One (1) bedroom—  
One thousand (1000) square feet.

B—Multiple-family dwelling two and one-half ( $2\frac{1}{2}$ ) stories or less, other than a row for each dwelling unit of—

Four (4) or more bedrooms—  
Three thousand (3000) square feet.

Three (3) bedrooms—  
Twenty-one hundred (2100) square feet.

Two (2) bedrooms—  
Eighteen hundred (1800) square feet.

One (1) bedroom—  
Sixteen hundred (1600) square feet.

C—Row dwelling—

Twenty-five hundred (2500) square feet.

D—Two-family dwelling—

Three thousand (3000) square feet.

E—One-family dwelling—

Five thousand (5000) square feet.

2—Lot area for main uses not listed in item 1 above—

Five thousand (5000) square feet plus three hundred (300) square feet for each sleeping room in excess of three (3).

3—Front yard depth—

Twenty-five (25) feet.

4—Rear yard depth—

Twenty-five (25) feet abutting a street; thirty (30) feet when not abutting a street.

5—Side yard width; each of two (2) required—

A—Multiple-family dwelling other than a row; or home for nurses; or institutional home; or library; or museum; or rooming house; when the same are:

(a) three (3) stories—  
Twenty-five (25) feet abutting a street; fifteen (15) feet when not abutting a street.

(b) less than three (3) stories—  
Twenty-five (25) feet abutting a street; ten (10) feet when not abutting a street.

B—Row dwelling—

(a) when having no dwelling unit fronting on a side yard—  
Twenty-five (25) feet abutting a street; ten (10) feet when not abutting a street.

(b) when having any dwelling unit fronting on a side yard—  
Twenty-five (25) feet abutting a street; thirty (30) feet when not abutting a street.

C—Two-family dwelling—

Twenty-five (25) feet abutting a street; ten (10) feet when not abutting a street.

D—One-family dwelling not exceeding one and one-half ( $1\frac{1}{2}$ ) stories or twenty (20) feet in height—  
Twenty-five (25) feet abutting a street; five (5) feet when not abutting a street.

E—One-family dwelling exceeding one and one-half ( $1\frac{1}{2}$ ) stories or twenty (20) feet in height—  
On corner lot, twenty-five (25) feet abutting a street; five (5) feet when not abutting a street. On interior lot, ten (10) feet on one side, five (5) feet on other side. (See Section 2803-11.)

F—Other than the uses listed in items A, B, C, D and E above—  
Twenty-five (25) feet abutting a street; twenty (20) feet when not abutting a street.

6—Courts:

A—Every court shall have between two (2) opposite facing walls thereof a horizontal dimension sixty (60) feet or more, except in the case of a type "B" court when the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court, parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

Section 1004—USE EXCEPTIONS. The uses listed in this Section are permitted under the provisions of the initial paragraph of Section 1001 in conformity with the height and area provisions of Sections 1002 and 1003 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Community parking area, to serve an abutting "C" District. (See Section 2801-A-(4).)

B—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

C—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

D—Hospital or sanitarium, or unit group building thereof. (See Section 2801-1-A-(8).)

E—Housing project, large-scale. (See Section 2801-1-A-(9).)

F—Institution, educational or philanthropic, or unit group building thereof. (See Section 2801-1-A-(10).)

G—Institution, religious, or unit group building thereof. (See Section 2801-1-A-(11).)

H—Medical building for certain uses auxiliary to a hospital, or the location of such uses in a portion of a hospital building. (See Section 2801-1-A-(15).)

I—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

J—Railroad or other mass transportation right-of-way and trackage including railroad passenger station and private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof. (See Section 2801-1-A-(19).)

K—Residential block reconditioning project. (See Section 2801-1-A-(20).)

L—School, elementary, secondary or vocational, or unit group building thereof. (See Section 2801-1-A-(21).)

M—Unit group residential development. (See Section 2801-1-A-(26).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Central utility building, a project maintenance building or a rental or custodian's office in connection with a large-scale housing project. (See Section 2903-3-A-(3).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Community club. (See Section 2903-3-A-(5).)

D—Community service institution or facility. (See Section 2903-3-A-(6).)

E—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

- F—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)
- G—Home occupation, carried on in a dwelling unit by the resident thereof as a customary and accessory use. (See Section 2903-3-A-(10).)
- H—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)
- I—Non-profit recreation area. (See Section 2903-3-A-(13).)
- J—Poultry and rabbit raising and the like, accessory to a one-family or two-family dwelling. (See Section 2903-3-A-(14).)
- K—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business offices) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)
- L—Temporary community parking area for non-commercial automobiles. (See Section 2903-3-A-(16).)
- M—Temporary structure incidental to the development of land or to the erection of structures or the temporary use of a building in a housing development as a real estate office for said development. (See Section 2903-3-A-(17).)
- N—Use of land by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)
- 3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.
- A—Community garage or community parking area used exclusively by residents of the neighborhood for the parking of non-commercial automobiles, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)
- B—Funeral home or mortuary as prescribed in Section 2801-2-A-(5).)
- C—Home office of a physician, dentist or minister of religion, as an accessory use. (See Section 2801-2-A-(7).)
- D—Lodgers, not exceeding two (2), in addition to one (1) family, in each dwelling unit, as an accessory use. (See Section 2801-2-A-(8).)
- E—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)
- Section 1005—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 1002 are permitted:
- 1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."
- A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)
- E—Erection of stacks and towers exceeding the height limits of the district, in connection with a power plant of a central utility building for a large-scale housing project. (See Section 2903-3-B-(4).)
- C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)
- D—Erection to a reasonable height of a structure in a suitable location for public utility purposes by a public utility corporation. (See Section 2903-3-B-(6).)
- 2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.
- A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples.

flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

Section 1006—AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1003 are permitted:

1—Exceptions in area which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than thirty-three (33) feet in width for a corner lot or less than twenty-five (25) feet in width for an interior lot. (See Section 2903-3-C (3).)

2—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Detached unenclosed minor garage located closer to a side lot line than ten (10) feet. (See Section 2803-2.)

C—Erection of a one-family dwelling on an accredited-zoning lot with waiver of lot area requirements and reduction in size of rear and side yards. (See Section 2803-3.)

D—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

E—Loading space occupying a rear yard. (See Section 2803-5.)

F—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

G—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies; porches, platforms or landing places; open ornamental fences, hedges, landscape architectural

features or guard railings around depressed ramps; screening walls or fences; landscape features as trees, shrubs or flowers. (See Section 2803-10.)

H—Varying of side yard requirements for a one-family dwelling. (See Section 2803-11.)

## ARTICLE II

### "R4-H" MULTIPLE-FAMILY RESIDENCE DISTRICT\*

In the "R4-H" Multiple-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1101—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1104. Permitted uses are:

1—Any use permitted in Section 1001 of the "R4" District.

Section 1102—HEIGHT. For the uses listed in Section 1101: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Multiple-family dwelling other than a row, having no story less than nine (9) feet in height—  
Unlimited.

2—Day nursery or kindergarten; or one-family dwelling; or row dwelling; or two-family dwelling—  
Two and one-half (2½) stories:  
Thirty-five (35) feet.

3—Main structure other than listed in items 1 and 2 above—  
Three (3) stories: Forty-five (45) feet.

4—Accessory structure—  
One (1) story: Fifteen (15) feet.

Section 1103—AREA. For the uses listed in Section 1101: on each unimproved zoning lot, and on each zoning lot upon which structure hereafter is erected or enlarged, there shall be provided and

maintained a lot area and yards and other open spaces not less than prescribed in this section.

1—Lot area—

Same as in the "R4" District.

2—Front yard depth—

A—Multiple-family dwelling over three (3) stories or forty-five (45) feet in height—

Twenty-five (25) feet plus whichever of the following results in the greatest dimension:

- (a) Three (3) feet for each story over three (3);
- (b) One (1) foot for each three (3) feet or fraction thereof of building height over forty-five (45) feet;
- (c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—

Twenty-five (25) feet.

3—Rear yard depth—

A—Multiple-family dwelling over three (3) stories or forty-five (45) feet in height—

When abutting a street, same requirements as for front yard depth for this type of structure; when not abutting a street, thirty (30) feet plus whichever of the following results in the greatest dimension:

- (a) Three (3) feet for each story over three (3);
- (b) One (1) foot for each three (3) feet or fraction thereof of building height over forty-five (45) feet;
- (c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—

Twenty-five (25) feet abutting a

street; thirty (30) feet when not abutting a street.

4—Side yard width: each of two (2) required—

A—Multiple-family dwelling over three (3) stories or forty-five (45) feet in height—

When abutting a street, same requirements as for front yard depth for this type of structure; when not abutting a street, twenty (20) feet plus whichever of the following results in the greatest dimension:

- (a) Three (3) feet for each story over three (3);
- (b) One (1) foot for each three (3) feet or fraction thereof of building height over forty-five (45) feet;
- (c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—

Same as in the "R4" District.

5—Courts:

A—Every court shall have between two (2) opposite facing walls thereof a horizontal dimension sixty (60) feet or more, except that in the case of type "B" court when the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court, parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

C—A type "A" court shall be permitted only at or below the permitted height of the third story of a building.

Section 1104—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 1101 in conformity with the height and area provisions of Sections 1102 and 1103 unless otherwise prescribed hereunder.

- 1—Any use exception permitted in Section 1004 of the "R4" District, with

the same requirements as there prescribed.

Section 1105—HEIGHT EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 1102 are permitted:

- 1—Any height exception permitted under Section 1005 of the "R4" District, with the same requirements as there prescribed.

Section 1106—AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1103 are permitted:

- 1—Any area exception permitted under Section 1006 of the "R4" District, with the same requirements as there prescribed.
- 2—Minor parking area occupying required yard space—in connection with a multiple-family dwelling exceeding three (3) stories in height. (See Section 2803-7.)

#### ARTICLE 12

##### "R5" MULTIPLE-FAMILY RESIDENCE DISTRICT

In the "R5" Multiple-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1201—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1204. Permitted uses are:

- 1—Multiple-family dwelling other than a row dwelling Class "B."
- 2—Apartment hotel, in which not more than twenty-five (25) percent of the gross floor area is in non living-quarter use, provided any incidental business is conducted primarily as a service to the occupants, and there is no entrance to such place of business except from the inside of the

building, no sign advertising such business and no display of the wares therein visible from outside the building.

- 3—One-family dwelling.
- 4—Two-family dwelling.
- 5—Row dwelling Class "A."
- 6—Day nursery or kindergarten.
- 7—Golf course, except driving tee or range, miniature course or similar use.
- 8—Home for nurses.
- 9—Institutional home.
- 10—Library, public. (See Section 2401-5.)
- 11—Museum, public or non-profit.
- 12—Nursing home, provided it is licensed by the State and complies with all governmental regulations applicable thereto.
- 13—Recreation area, public. (See Section 2401-5.)
- 14—Residential club.
- 15—Rooming house, provided the zoning lot is not less than two hundred and twenty (220) feet from any property in an "R1-A," "R1," or "R2" District.
- 16—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot unless otherwise specified, not involving retail sales, or advertising of sales, on the premises, and including:
  - A—Cultivation of plants and plantings as an avocation of occupants of the premises, within main or accessory building or elsewhere on same zoning lot. (See Sections 2403-8 and 2803-10-F.)
  - B—Fence or enclosure wall, other than a wire fence with barbs.
    - (a) solid and constructed to a height not exceeding six and one-half (6½) feet having, if desired, two (2) extra feet of height of open-work fencing that has a ratio of open to solid portions of four (4) to one (1); or
    - (b) entirely of such open-work fencing



erected to a height not exceeding eight and one-half ( $8\frac{1}{2}$ ) feet. (Section 2803-10-F.)

C—Loading space, as prescribed in Section 2607.

D—Minor garage or minor parking area used exclusively for the parking of non-commercial automobiles, as prescribed in Section 2603-1.

E—Minor stable and/or shelter for domestic pets, when located not less than sixty (60) feet from any street line and not less than twenty-five (25) feet from any other lot line.

F—Signs, as prescribed in Article 25.

Section 1202—HEIGHT. For the uses listed in Section 1201: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Main structure other than those listed under item 2 below—

Nine (9) stories: Eighty-five (85) feet.

2—Day nursery or kindergarten; or one-family dwelling; or row dwelling; or two-family dwelling—

Two and one-half ( $2\frac{1}{2}$ ) stories: Thirty-five (35) feet.

3—Accessory structure—

One (1) story: Fifteen (15) feet.

Section 1203—AREA. For the uses listed in Section 1201: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area per dwelling unit or suite—

A—Multiple-family dwelling or apartment hotel over three (3) stories—for each dwelling unit or suite with—

Four (4) or more bedrooms—  
Eight hundred twenty-five (825) square feet.

Three (3) bedrooms—  
Six hundred (600) square feet.

Two (2) bedrooms—  
Five hundred (500) square feet.

One (1) bedroom—  
Four hundred fifty (450) square feet.

B—Multiple-family dwelling or apartment hotel of three (3) stories for each dwelling unit or suite with—

Four (4) or more bedrooms—  
Eighteen hundred forty (1840) square feet.

Three (3) bedrooms—  
Thirteen hundred ten (1310) square feet.

Two (2) bedrooms—  
Eleven hundred (1100) square feet.

One (1) bedroom—  
One thousand (1000) square feet.

C—Multiple-family dwelling or apartment hotel less than three (3) stories, other than a row, for each dwelling unit or suite with—

Four (4) or more bedrooms—  
Three thousand (3000) square feet.

Three (3) bedrooms—  
Twenty-one hundred (2100) square feet.

Two (2) bedrooms—  
Eighteen hundred (1800) square feet.

One (1) bedroom—  
Sixteen hundred (1600) square feet.

D—Row dwelling—  
Twenty-five hundred (2500) square feet.

E—Two-family dwelling—  
Three thousand (3000) square feet.

F—One-family dwelling—  
Five thousand (5000) square feet.

2—Lot area means uses not listed in Item 1 above—

Five thousand (5000) square feet plus three hundred (300) square feet for each sleeping room in excess of three (3).

3—Front yard depth—  
Twenty-five (25) feet.

4—Rear yard depth—  
Twenty-five (25) feet abutting a

street; thirty (30) feet when not abutting a street.

5—Side yard width: each of two (2) required—

A—Multiple-family dwelling other than a row; or apartment hotel; or home for nurses; or library; or residential club; or rooming house; when the same is

(a) over three (3) stories

Twenty (20) feet on each side.

(b) three (3) stories or less

Twenty-five (25) feet abutting a street; fifteen (15) feet when not abutting a street.

B—Row dwelling

(a) when having no dwelling unit fronting on a side yard—

Twenty-five (25) feet abutting a street; fifteen (15) feet when not abutting a street.

(b) when having any dwelling unit fronting on a side yard—

Twenty-five (25) feet abutting a street; thirty (30) feet when not abutting a street.

C—Two-family dwelling—

Twenty-five (25) feet abutting a street; ten (10) feet when not abutting a street.

D—One-family dwelling not exceeding one and one-half (1½) stories or twenty (20) feet in height—

Twenty-five (25) feet abutting a street; five (5) feet when not abutting a street.

E—One-family dwelling exceeding one and one-half (1½) stories or twenty (20) feet in height—

On a corner lot, twenty-five (25) feet abutting a street; five (5) feet when not abutting a street.

On interior lot, ten (10) feet on one side, five (5) feet on other side. (See Section 2803-11.)

F—Other than the uses listed in items A, B, C, D and E above—

Twenty-five (25) feet abutting a street; twenty (20) feet when not abutting a street.

6—Courts:

A—Every court shall have between two (2) opposite facing walls thereof a horizontal dimension sixty (60) feet or more, except in the case of a type "B" court when

the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court, parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

C—A type "A" court shall be permitted only at or below the permitted height of the third story of a building.

Section 1204—USE EXCEPTIONS. The uses listed in this section are permitted under the provision of the initial paragraph of Section 1201 in conformity with the height and area provisions of Sections 1202 and 1203 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Community parking area, to serve an abutting "C" District. (See Section 2801-1-A-(4).)

B—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a non-conforming use or nonconforming structure. (See Section 2801-1-A-(27).)

C—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

D—Hospital or sanitarium, or unit group building thereof. (See Section 2801-1-A-(8).)

E—Institution, educational or philanthropic, or unit group building thereof. (See Section 2801-1-A-(10).)

F—Institution, religious, or unit group building thereof. (See Section 2801-1-A-(11).)

G—Medical building for certain uses auxiliary to a hospital or the location of such uses in a portion of a hospital building. (See Section 2801-1-A-(15).)

H—Public utility facilities and installations consisting of overhead

power lines supported by metal towers. (See Section 2801-1-A-(18).)

I—Railroad or other mass transportation right-of-way and trackage including railroad passenger station and private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof. (See Section 2801-1-A-(19).)

J—Residential block reconditioning project. (See Section 2801-1-A-(20).)

K—School, elementary, secondary or vocational, or unit group building thereof. (See Section 2801-1-A-(21).)

L—Unit group residential development. (See Section 2801-1-A-(26).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Central utility building, a project maintenance building or rental or custodian's office in connection with a large-scale housing project. (See Section 2903-3-A-(3).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Community club. (See Section 2903-3-A-(5).)

D—Community service institution or facility. (See Section 2903-3-A-(6).)

E—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

F—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional use. (See Section 2903-3-A-(8).)

G—Fraternity or sorority house or dormitory for students or faculty

when such use and building is not located on the campus of the educational institution. (See Section 2903-3-A-(9).)

H—Home occupation, carried on in a dwelling unit by the resident thereof as a customary and accessory use. (See Section 2903-3-A-(10).)

I—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

J—Non-profit recreation area. (See Section 2903-3-A-(13).)

K—Poultry and rabbit raising and the like, accessory to a one-family or two-family dwelling. (See Section 2903-3-A-(14).)

L—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

M—Temporary community parking area for non-commercial automobiles. (See Section 2903-3-A-(16).)

N—Temporary structure incidental to the development of land or to the erection of structures or the temporary use of a building in a housing development as a real estate office for said development. (See Section 2903-3-A-(17).)

O—Use of land by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Community garage or community parking area used exclusively by residents of the neighborhood for the parking of non-commercial automobiles, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

B—Funeral home or mortuary as prescribed in Section 2801-2-A-(5).)

C—Home office of a physician, dentist or minister of religion, as an accessory use. (See Section 2801-2-A-(7).)

D—Lodgers, not exceeding two (2), in addition to one (1) family, in each

dwelling unit, as an accessory use.  
(See Section 2801-2-A-(8).)

E—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 1205 —HEIGHT EXCEPTIONS.  
Subject to the regulations prescribed hereunder, the following exceptions to the height regulations of Section 1202 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection of stacks and towers, exceeding the height limits of the district, in connection with a power plant of a central utility building for a large-scale housing project. (See Section 2903-3-B-(4).)

C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

D—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

Section 1206 —AREA EXCEPTIONS.  
Subject to the requirements prescribed

hereunder, the following exceptions to the area regulations of Section 1203 are permitted:

1—Exceptions in area which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than thirty-three (33) feet in width for a corner lot or less than twenty-five (25) feet in width for an interior lot. (See Section 2903-3-C-(3).)

2—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Detached unenclosed minor garage located closer to a side lot line than ten (10) feet. (See Section 2803-2.)

C—Erection of a one-family dwelling on an accredited-zoning lot with waiver of lot area requirements and reduction in size of rear and side yards. (See Section 2803-3.)

D—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

E—Loading space occupying a rear yard. (See Section 2803-5.)

F—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

G—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

H—Varying of side yard requirements for a one-family dwelling. (See Section 2803-11.)

#### ARTICLE 13

##### "R5-H" MULTIPLE-FAMILY RESIDENCE DISTRICT

In the "R5-H" Multiple-Family Residence District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1301—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1304. Permitted uses are:

1—Any use permitted in Section 1201 of the "R5" District.

Section 1302—HEIGHT. For the uses listed in Section 1301: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Multiple-family dwelling other than a row, having no story less than nine (9) feet in height—  
Unlimited.

2—Day nursery or kindergarten; or one-family dwelling; or row dwelling; or two-family dwelling—  
two and one-half ( $2\frac{1}{2}$ ) stories:  
Thirty-five (35) feet.

3—Main structure other than listed in items 1 and 2 above—  
Nine (9) stories: Eighty-five (85) feet.

4—Accessory structure—  
One (1) story: Fifteen (15) feet.

Section 1303—AREA. For the uses listed in Section 1301: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area—

Same as in the "R5" District.

#### 2—Front yard depth—

A—Multiple-family dwelling over nine (9) stories or eighty-five (85) feet in height—

Twenty-five (25) feet plus whichever of the following results in the greatest dimension:

(a) Two and one-half ( $2\frac{1}{2}$ ) feet for each story over nine (9).

(b) One (1) foot for each four (4) feet or fraction thereof of building height over eighty-five (85) feet;

(c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—

Twenty-five (25) feet.

#### 3—Rear yard depth

A—Multiple-family dwelling over nine (9) stories or eighty-five (85) feet in height—

When abutting a street, same requirements as for front yard depth for this type of structure; when not abutting a street thirty (30) feet plus whichever of the following results in the greatest dimension:

(a) Two and one-half ( $2\frac{1}{2}$ ) feet for each story over nine (9).

(b) One (1) foot for each four (4) feet or fraction thereof of building height over eighty-five (85) feet;

(c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—

Twenty-five (25) feet abutting a street; thirty (30) feet when not abutting a street.

#### 4—Side yard width: each of two (2) required—

A—Multiple-family dwelling over nine (9) stories or eighty-five (85) feet in height—

When abutting a street, same requirements as for front yard depth for this type of structure; when not abutting a street, twenty-five (25) feet plus whichever of the following results in the greatest dimension:

- (a) Two and one-half (2½) feet for each story over nine (9);
- (b) One (1- foot for each four (4) feet or fraction thereof of building height over eighty-five (85) feet;
- (c) Sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than the use listed in item A above—  
Same as in the "R5" District.

5—Courts:

A—Every court shall have between two (2) opposite facing walls thereof a horizontal dimension sixty (60) feet or more, except in the case of a type "B" court when the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court, parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

C—A type "A" court shall be permitted only at or below the permitted height of the third story of a building.

Section 1304—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 1301 in conformity with the height and area provisions of Sections 1302 and 1303 unless otherwise prescribed hereunder.

- 1—Any use exception permitted in Section 1204 of the "R5" District, with the same requirements as there prescribed.

Section 1305—HEIGHT EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 1302 are permitted:

- 1—Any height exception permitted under Section 1205 of the "R5" District, with the same requirements as there prescribed.

Section 1306—AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1303 are permitted:

- 1—Any area exception permitted under Section 1206 of the "R5" District, with the same requirements as there prescribed.

- 2—Minor parking area occupying required yard space in connection with a multiple-family dwelling exceeding nine (9) stories or eighty-five (85) feet in height. (See Section 2803-7.)

ARTICLE 14

"I" INSTITUTIONAL-CIVIC DISTRICT

In the "I" Institutional-Civic District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1401—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and the institutions and other uses listed in Section 1404. Permitted uses are:

- 1—Apartment hotel, in which not more than twenty-five (25) percent of the gross floor area is in non-living-quarter use, provided any incidental business is conducted primarily as a service to the occupants, and there is no entrance to such place of business except from inside the building, no sign advertising such business and no display of the wares therein visible from outside the building.

- 2—Civic and cultural building—museum, public or non-profit; memorial hall or chapel; major art gallery; central public library; armory; sym-

phony and concert hall; and historical society.

- 3—Clinic, psychiatric, child guidance, medical research and the like, non-profit; when endowed or associated with an agency the major purpose of which is general benefit to the people at large.
- 4—Club, private and non-commercial, with limited membership, having on the premises facilities structurally designed to provide accommodations for residential use, for sports and athletic events, or for civic or charitable functions, in addition to, and apart from, eating and drinking accommodations, if any.
- 5—Fraternal organizations or society—local central headquarters only, for national organizations.
- 6—Government building, for judicial or legislative functions only.
- 7—Hotel, in which not more than twenty-five (25) percent of the gross floor area is in non living-quarter use, provided any incidental business is conducted primarily as a service to the occupants, and there is no entrance to such place of business except from inside the building, no sign advertising such business, and no display of the wares therein visible from outside the building.
- 8—Multiple-family dwelling, other than a row dwelling.
- 9—Office building: (a) administrative, for uses permitted in this district or educational uses; (b) for physicians or dentists.
- 10—Pharmacy, only for preparation, compounding and dispensation of medicine and drugs.
- 11—Radio or television broadcasting station, including studios, auditoriums and other rooms for performances (with or without public admittance); and including office and other space incident to and necessary for the principal use exclusive of broadcasting towers and antennas; provided that the performance and broadcasting be from soundproof rooms and the special lighting for

same be not visible from outside the building.

- 12—Research building, commercial, industrial and scientific, devoted to research in conjunction with an educational institution. (See Section 1404-1-E.)

- 13—Accessory use and structure customarily incident to any of the above uses located within the buildable area of the lot unless otherwise specified, not involving conduct of a business and including:

A—Fence or enclosure wall, other than a wire fence with barbs: (a) solid and constructed to a height not exceeding six and one-half ( $6\frac{1}{2}$ ) feet having, if desired, two (2) extra feet of height of openwork fencing that has a ratio of open to solid portions of four (4) to one (1); or (b) entirely of such open-work fencing erected to a height not exceeding eight and one-half ( $8\frac{1}{2}$ ) feet. (See Section 2803-10-F.)

B—Loading space, as prescribed in Section 2607.

C—Minor garage or minor parking area used exclusively for the parking of non-commercial automobiles, as prescribed in Section 2603-1.

D—Signs, as prescribed in Article 25.

Section 1402—HEIGHT. For the uses listed in Section 1401: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

- 1—Main structure—  
Nine (9) stories: Eighty-five (85) feet.

- 2—Accessory structure—  
One (1) story: Fifteen (15) feet.

Section 1403—AREA. For the uses listed in Section 1401: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

- 1—Lot area per dwelling unit or suite  
A—Apartment hotel, multiple-family

dwelling, or hotel over three (3) stories—for each dwelling or suite with

Four (4) or more bedrooms—  
Eight hundred twenty-five (825) square feet.

Three (3) bedrooms—  
Six hundred (600) square feet.

Two (2) bedrooms—  
Five hundred (500) square feet.

One (1) bedroom—  
Four hundred fifty (450) square feet.

B—Apartment hotel, multiple-family dwelling, or hotel of three (3) stories—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Eighteen hundred forty (1840) square feet.

Three (3) bedrooms—  
Thirteen hundred ten (1310) square feet.

Two (2) bedrooms—  
Eleven hundred (1100) square feet.

One (1) bedroom—  
One thousand (1000) square feet.

C—Apartment hotel, multiple-family dwelling, or hotel less than three (3) stories, other than a row—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Three thousand (3000) square feet.

Three (3) bedrooms—  
Twenty-one hundred (2100) square feet.

Two (2) bedrooms—  
Eighteen hundred (1800) square feet.

One (1) bedroom—  
Sixteen hundred (1600) square feet.

2—Lot area for uses not listed in item 1 above—

Five thousand (5000) square feet plus three hundred (300) square feet for each sleeping room in excess of four (4).

3—Front yard depth

A—Structure over three (3) stories or forty-five (45) feet in height—  
Twenty-five (25) feet plus sufficient to place the buildable area of the lot two hundred (200) feet

from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than listed in item A above—  
Twenty-five (25) feet.

4—Rear yard depth

A—Structure over three (3) stories or forty-five (45) feet in height—  
When abutting a street, same requirements as for front yard depth for this type of structure; when not abutting a street, thirty (30) feet plus sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than listed in item A above—  
Twenty-five (25) feet abutting a street; thirty (30) feet when not abutting a street.

5—Side yard width: each of two (2) required

A—Structure over three (3) stories or forty-five feet in height—  
When abutting a street, same requirement as for front yard depth for this type of structure; when not abutting a street, twenty (20) feet plus sufficient to place the buildable area of the lot two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.

B—Other than listed in item A above: Twenty-five (25) feet abutting a street; twenty (20) feet when not abutting a street.

6—Courts:

A—Every court shall have between two (2) opposite facing walls thereof a horizontal dimension sixty (60) feet or more, except in the case of a type "B" court when the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court, parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

C—A type "A" court shall be permitted only at or below the permitted height of the third story of a building.



**Section 1404—USE EXCEPTIONS.** The uses listed in this section are permitted under the provisions of the initial paragraph of Section 1401 in conformity with the height and area provisions of Sections 1402 and 1403 unless otherwise prescribed hereunder.

**1—Conditional Uses** which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

**A—Enlargement or reconstruction of the Conditional Uses** listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

**B—Government uses and structures:** other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

**C—Hospital or sanitarium, or unit group building** thereof. (See Section 2801-1-A-(8).)

**D—Institution, educational or philanthropic, or unit group building** thereof. (See Section 2801-1-A-(10).)

**E—Medical building** for certain uses auxiliary to a hospital, or the location of such uses in a portion of a hospital building. (See Section 2801-1-A-(15).)

**F—Medical center group building.** (See Section 2801-1-A-(16).)

**G—Public utility facilities and installations** consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

**H—Railroad or other mass transportation right-of-way and trackage** including railroad passenger station and private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal and other operating devices, shelters and comfort stations incident to the use thereof, and headquarters for operating and maintenance employees. (See Section 2801-1-A-(19).)

**2—Uses** which are permitted only as Special Exceptions by the Board in

conformity with the provisions of Article 29, "Board of Adjustment."

**A—Central utility building or a project maintenance building or a rental or custodian's office** in connection with a large-scale housing project. (See Section 2903-3-A-(3).)

**B—Church, cathedral or temple, or unit group building** thereof. (See Section 2903-3-A-(4).)

**C—Extension of a nonconforming use** within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(17).)

**D—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure,** other than a Conditional Use. (See Section 2903-3-A-(8).)

**E—Fraternity or sorority house or dormitory** for students or faculty when such use and building is not located on the campus of the educational institution. (See Section 2903-3-A-(9).)

**F—Moving of a nonconforming structure** to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

**G—Radio or television transmission receiving tower and facilities** (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

**H—Temporary structure** incidental to the development of land or to the erection of structures. (See Section 2903-3-A-(17).)

**I—Use of land** by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)

**3—Uses** which are permitted by the Administrator in conformity with the provisions of Article 28.

**A—Community garage or community parking area.** (See Section 2603-2-B and 2603-2-C.)

**B—Major garage** including minor repairs; and major parking area; not

including a garage or parking area for mass transit vehicles. (See Section 2603-3.)

C—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 1405—HEIGHT EXCEPTIONS. Subject to the regulations prescribed hereunder, the following exceptions to the height regulations of Section 1402 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection of stacks and towers, exceeding the height limits of the district, in connection with a power plant of a central utility building for a large-scale housing project. (See Section 2903-3-B-(4).)

C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

D—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

B—Increase in the permitted height of a main building other than a dwelling. (See Section 2802-2-A.)

Section 1406—AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1403 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Minor parking area occupying required yard space in connection with any structure exceeding three (3) stories or forty-five (45) feet in height. (See Section 2803-7.)

E—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

F—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

#### ARTICLE 15

##### "C1" NEIGHBORHOOD RETAIL DISTRICT

In the "C1" Neighborhood Retail District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1501—USE. In this district land and structures may be used, and struc-

tures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1504. Permitted uses are:

1—Any of the uses listed under this item No. 1 when: (a) conducted in an enclosed building, (b) not exceeding a gross floor area of ten thousand (10,000) square feet for each establishment, (c) serving and intending to serve the family or personal needs of the immediate neighborhood, (d) involving only the retail sale of new merchandise and personal services, unless otherwise stated hereunder, (e) not noxious or offensive by reason of the emission of odor, dust, smoke, gas, vibration, noise or other similar causes, (f) having no sign visible from outside the building other than is permitted as an accessory use.

A—Bake shop, the major portion of the products of which are sold at retail on the premises to the ultimate consumer.

B—Barber shop.

C—Beauty shop.

D—Clothes pressing and repair.

E—Custom dressmaking, millinery and tailoring.

F—Laundry agency or cleaning agency, hand laundry, and laundry operated by customers such as Laundrette, Laundromat and the like.

G—Library. (See Section 2401-5.)

H—Office of physician, dentist or minister of religion.

I—Repairs—electrical or other household appliances, radios and the like, shoes or timepieces.

J—Restaurant—in connection with which there is no dancing or floor show or other live entertainment, or the serving of intoxicating beverages.

K—Shops, or stores for the sale of books, beverages, confections, drugs, dry goods, flowers, foodstuffs, gifts, hardware, household appliances, jewelry, notions, periodicals, radios and the like, stationery, sundry small household articles, tobacco or wearing apparel.

2—Accessory use and structure customarily incident to any of the above

uses, located within the buildable area of the lot unless otherwise specified, and including:

A—Fence or enclosure wall. (See Section 2803-10-F.)

B—Dressing of poultry and rabbits and cleaning of fish inside a building on zoning lot where same is retailed.

C—Loading space as prescribed in Section 2607.

D—Minor garage or minor parking area as prescribed in Section 2603-1.

E—Recreation area, non-profit.

F—Signs, as prescribed in Article 25.

Section 1502—HEIGHT. For the uses listed in Section 1501: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Main structure—

Two (2) stories: Twenty-five (25) feet.

2—Accessory structure—

One (1) story: Fifteen (15) feet.

Section 1503—AREA. For the uses listed in Section 1501: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Front yard depth—  
Thirty-five (35) feet.

2—Rear yard depth—

When rear of lot

(a) does not abut a street or a way or an "R" or "I" District—  
Fifteen (15) feet.

(b) abuts a street—  
Thirty-five (35) feet.

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Fifteen (15) feet when rear of lot abuts side of lot in "R" or "I" District; thirty (30) feet when rears of both lots abut.  
(With screening and maintenance as prescribed in Section 2403-7.)

3—Side yard width—

When side of lot

- (a) does not abut a street or a way or an "R" or "I" District—  
Thirty-five (35) feet.
- (c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.
- (d) abuts an "R" or "I" District—  
Thirty (30) feet when side of lot abuts rear of lot in "R" or "I" District; fifteen (15) feet when sides of both lots abut.

With screening and maintenance as prescribed in Section 2403-7.

Section 1504—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 1501 in conformity with the height and area provisions of Sections 1502 and 1503 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

B—Government uses and structures: other than housing, major excavating, grading or filling and Schools. (See Section 2801-1-A-(7).)

C—Mass transportation company right-of-way and trackage (except railroads), including private off-street turn-around and layover areas for mass transit vehicles with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof. (See Section 2801-1-A-(14).)

D—Public utility facilities and installations consisting of overhead lines supported by metal towers. (See Section 2801-1-A-(18).)

2—Uses which are permitted only as Special Exceptions by the Board in

conformity with the provisions of Article 29, "Board of Adjustment."

A—Automobile and gasoline service station. (See Section 2903-3-A-(2).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Community service institution or facility. (See Section 2903-3-A-(8).)

D—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

E—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a conditional use. (See Section 2903-3-A-(8).)

F—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

G—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

H—Temporary structure incidental to the development of land or to the erection of structures. (See Section 2903-3-A-(17).)

I—Use of land by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Community garage or community parking area used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

B—Dwelling units, only in the second story of the building, having pri-

vate entrances from the street, each of which serves not more than two (2) such units. (See Section 2801-2-A-(4).)

C—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 1505—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 1502 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

C—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provision of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

Section 1506—AREA EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1503 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Minor parking area located in any yard or yards abutting a street. (See Section 2603-4.)

E—Minor parking area occupying side or rear yards not abutting a street. (See Section 2603-7.)

F—Projection into, or location within a yard of signs as prescribed in Article 25. (See Section 2803-9.)

G—Projection into yards of porte-cochere; cornices; eaves, belt canopies or other similar architectural features; chimneys; fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

#### ARTICLE 16

##### "C2" HIGHWAY COMMERCIAL DISTRICT\*

In the "C2" Highway Commercial District there shall be applied the regulations prescribed in this article, and the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1601.—LOCATION. The regulations of the "C2" District are intended to permit and encourage commercial development suitable and appropriate to location along certain principal highways of the City. Such districts may be established by amendment to the

Zoning District Map, and shall be applied only along major traffic thoroughfares.

Section 1602—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1605, including in each instance, unit building development, provided that each enterprise shall be not noxious or offensive by reason of the emission of odor, dust, smoke, gas, vibration, noise or other similar causes. Permitted uses are:

- 1—Amusement enterprise, as follows: billiard or pool hall, bowling alley, dance hall, boxing arena, games of skill and science, shooting gallery and the like, provided that any portion of the use within three hundred (300) feet of property in an "R" or "I" District shall be conducted entirely within a completely enclosed building.
- 2—Automobile and trailer sales and supply business, with incidental service, provided that any sales area is located and developed as required in Section 2606. (See also Section 2401-5.)
- 3—Beverages, retail or wholesale distribution of.
- 4—Club (non-residential).
- 5—Drive-in establishment as follows: bank, food dispensary where food is consumed on the premises, refreshment stand, vending machine outlet and the like; but not including drive-in theater. (See Section 2401-5.)
- 6—Food market.
- 7—Feed store.
- 8—Fruit and vegetable stand.
- 9—General store for the sale of books, beverages, confections, drugs, flowers, gifts, periodicals, radios and the like, stationery or tobacco.
- 10—Hospital for small animals (dogs, cats and the like) including kennel, provided yards are enclosed.
- 11—Ice, sale of, storage not more than five (5) tons.

12—Nursery, flower or plant, provided that all the incidental equipment and supplies—including fertilizer and supply cans—are kept within an enclosed building.

13—Restaurant.

14—Accessory use and structure customarily incident to the above uses, and including:

A—Fence or enclosure wall. (See Section 2803-10-F.)

B—Loading space, as prescribed in Section 2607.

C—Minor garage or minor parking area, as prescribed in Section 2603-1.

D—Minor stable.

E—Recreation area, non-profit.

15—Signs, as prescribed in Article 25.

Section 1603—HEIGHT. For the uses listed in Section 1602: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Any structure—

Two (2) stories: Twenty-five feet.

Section 1604—AREA. For the uses listed in Section 1602: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, lot frontage, yards and other open spaces not less than prescribed in this section.

1—Front yard depth—

Thirty-five (35) feet (also subject to the requirement of item 4 below.)

2—Rear yard depth when rear of lot

(a) does not abut a street or a way or an "R" or "I" District—  
None required.

(b) abuts a street—  
Thirty-five (35) feet (also subject to the requirement of item 4 below).

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Thirty (30) feet when side of lot abuts rear of lot in "R" or "I"

District; fifteen (15) feet when sides of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

3—Side yard width when side of lot

(a) does not abut a street or way or an "R" or "I" District  
None required.

(b) abuts a street—  
Thirty-five (35) feet (also subject to the requirement of item 4 below).

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Thirty (30) feet when side of lot abuts rear of lot in "R" or "I" District; fifteen (15) feet when sides of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

4—Any yard abutting a major traffic thoroughfare—

Sufficient to place the buildable area of the lot seventy-five (75) feet from the center line of the major traffic thoroughfare.

5—Lot frontage—

One hundred and sixty (160) feet.

Section 1605—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of Section 1601 and the initial paragraph of Section 1602 in conformity with the height and area provisions of Sections 1603 and 1604 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

B—Drive-in theater. (See Section 2801-1-A-(6).)

C—Government uses and structures: other than housing, major exca-

vating, grading or filling, and schools. (See Section 2801-1-A-(7).)

D—Mass transportation right-of-way and trackage (except railroads) including private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof. (See Section 2801-1-A-(14).)

E—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

F—Tourist court with accessory uses and structures incident thereto. (See Section 2801-1-A-(23).)

G—Trailer park. (See Section 2801-1-A-(24).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Automobile and gasoline service station, when within one hundred (100) feet of property in an "R" or "I" District. (See Section 2903-3-A-(2).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

D—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional use. (See Section 2903-3-A-(8).)

E—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

F—Radio or television transmission or receiving tower and facilities (not including broadcasting stu-

dio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

G—Temporary structure incidental to the development of land or to the erection of structures (See Section 2903-3-A-(17).)

H—Use of land by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Automobile and gasoline service station when not within one (100) feet of property in an "R" or "I" District. See Section 2801-2-A-(1).)

B—Automobile repair shop or facility (not including body and fender repairs) when necessary to supplement a principal use of the premises and completely housed within a main or accessory building. (See Section 2801-2-A-(2).)

C—Community garage or community parking area used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

D—Major garage, including general repairs; and major parking area; but not including garage or parking area for mass transit vehicles. (See Section 2803-3.)

E—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 1606—HEIGHT EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 1603 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

C—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

Section 1607—AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1604 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Minor parking area located in any yard or yards abutting a street. (See Section 2803-4.)



E—Minor parking area occupying side or rear yards not abutting a street. (See Section 2603-7.)

F—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

G—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

#### ARTICLE 17

##### "C3" COMMERCIAL DISTRICT

In the "C3" Commercial District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1701—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1704, provided that:

A—All merchandise and products shall be sold only at retail, unless otherwise stated hereunder;

B—There may be manufacture, compounding, processing or treatment of products which is clearly incidental and essential to a retail store or business, only when the major portion of such products is to be sold at retail on the premises;

C—Such uses, operations or products are not noxious or offensive by reason of the emission of odor, dust, smoke, gas, vibration, noise or other similar causes.

Permitted uses are:

1—Amusement enterprise, including: billiard or pool hall, bowling alley,

dance hall, boxing arena, games of skill and science, shooting gallery and the like, provided that if within three hundred (300) feet of property in an "R" or "I" District, same shall be conducted wholly within a completely enclosed building.

2—Art or antique shop.

3—Auditorium.

4—Automobile and trailer sales and supply business, provided that any sales area is located and developed as required in Section 2606. (See also Section 2401-5.)

5—Bake shop.

6—Barber shop.

7—Baths, Turkish and the like.

8—Beauty shop.

9—Beverages, retail or wholesale distribution of.

10—Bicycle rental or repair.

11—Blueprinting, photostating and the like.

12—Boarding house, provided that no suite therein receives its required ventilation and light from a type "A" court.

13—Business college or private school operated as a commercial enterprise.

14—Catering service.

15—Cleaning of only wearing apparel, using non-explosive and non-inflammable cleaning fluid.

16—Clinic or laboratory, medical or dental.

17—Clothes pressing and repair.

18—Club.

19—Custom dressmaking, millinery and tailoring.

20—Day nursery.

21—Department store.

22—Drive-in business (other than drive-in theater) where persons are served in automobiles, such as refreshment stands, restaurants, food stores and the like. (See Section 2401-5.)

- 23—Feed store.
- 24—Film exchange.
- 25—Financial institution.
- 26—Frozen food storage ,excluding wholesale storage.
- 27—Funeral home or mortuary.
- 28—Furniture and furnishing, sale of.
- 29—Hospital for small animals (dogs, cats and the like) including kennel, provided yards are enclosed.
- 30—Hotel.
- 31—Ice, sale of; storage, not more than five (5) tons' capacity.
- 32—Interior decorating business.
- 33—Laundry agency or cleaning agency, hand laundry and laundry operated by customers such as Laundrette, Laundromat and the like.
- 34—Library. (See Section 2401-5.)
- 35—Museum.
- 36—Music conservatory or studio.
- 37—News and magazine sales.
- 38—Nursery, flower or plant, provided that all incidental equipment and supplies, including fertilizer and supply cans, are kept within a building.
- 39—Office appliance and supply business.
- 40—Office, professional or business.
- 41—Out-patient clinic, independently operated.
- 42—Pawnshop.
- 43—Pets, including birds, sale of.
- 44—Photographer's studio, photo supplies.
- 45—Plumbing and heating and electrical business, not involving sheet metal work, if conducted completely within an enclosed building.
- 46—Printing, minor or job.
- 47—Public utility structures, facilities and installations for electricity, gas, oil, steam, telegraph, telephone (including telephone exchange building) and water, provided that these uses: (a) do not involve storage areas; (b) do not consist of overhead power lines supported by metal towers; (c) do not include railroads.
- 48—Radio or television broadcasting station, not including broadcasting towers and antennas.
- 49—Recreation area, public.
- 50—Repairs—electrical or other household appliances, radios and the like, shoes or timepieces.
- 51—Rescue mission or temporary revival center (religious).
- 52—Restaurant.
- 53—School (other than elementary, secondary, industrial trade or educational institution).
- 54—Second-hand goods, sale of, if conducted wholly within a completely enclosed building.
- 55—Shops or stores for the sale of books, beverages, confections, drugs, dry goods, flowers, foodstuffs, gifts, hardware, household appliances, jewelry, notions, periodicals, radios and the like, stationery, sundry small household articles, tobacco or wearing apparel.
- 56—Sign painting, if conducted wholly within a completely enclosed building.
- 57—Studio, artist's.
- 58—Tire sale and repair business, if conducted wholly within a completely enclosed building.
- 59—Theater or cinema, except drive-in theater.
- 60—Upholstering and minor repair of furniture and home or office furnishings, if business is conducted wholly within a completely enclosed building.
- 61—Wholesale merchandise brokerage, with storage limited to samples.
- 62—Accessory use and structure customarily incident to the above uses, located within the buildable area of the lot, unless otherwise specified, and including:

A—Fence or enclosure wall. (See Section 2803-10-F.)

B—Killing and dressing of poultry and rabbits and cleaning of fish inside a building on zoning lot where same are retailed.

C—Loading space, as prescribed in Section 2607.

D—Minor garage or minor parking area as prescribed in Section 2603-1.

E—Minor stable.

F—Recreation area, non-profit.

63—Signs, as prescribed in Article 25.

Section 1702.—HEIGHT. For the uses listed in Section 1701: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Any structure—

Three (3) stories: Forty-five (45) feet.

Section 1703. AREA. For the uses listed in Section 1701: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area per dwelling unit or suite

A—Hotel or boarding house of three (3) stories—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Eighteen hundred forty (1840) square feet.

Three (3) bedrooms—  
Thirteen hundred ten (1310) square feet.

Two (2) bedrooms—  
Eleven hundred (1100) square feet.

(1) bedroom—  
One thousand (1000) square feet.

B—Hotel or boarding house less than three (3) stories—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Three thousand (3000) square feet.

Three (3) bedrooms—  
Twenty-one hundred (2100) square feet.

Two (2) bedrooms—  
Eighteen hundred (1800) square feet.

One (1) bedroom—  
Sixteen hundred (1600) square feet.

2—Front yard depth—

None required except where side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

3—Rear yard depth

When rear of lot

(a) does not abut a street or way or an "R" or "I" District—  
Fifteen (15) feet.

(b) abuts a street—  
None required except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Fifteen (15) feet when rear of lot abuts side of lot in "R" or "I" District; thirty (30) feet when rears of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

4—Side yard width

When side of lot

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—  
None required except when rear of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Thirty (30) feet when side of lot

abuts rear of lot in "R" or "T" District; fifteen (15) feet when sides of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

5—Courts:

A—No court shall have between two (2) opposite facing walls thereof a horizontal dimension less than sixty (60) feet, except in case of a type "B" court when the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court, parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

Section 1704—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 1701 in conformity with the height and area provisions of Sections 1702 and 1703 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

B—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

C—Institution, educational or philanthropic, or unit group building thereof. (See Section 2801-1-A-(10).)

D—Mass transportation company right-of-way and trackage (except railroads), including private off-street turn-around and lay-over areas for mass transit vehicles with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof, and headquarters for operating and maintenance em-

ployees. (See Section 2801-1-A-(14).)

E—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Automobile and gasoline service stations. (See Section 2903-3-A-(2).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

D—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)

E—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

F—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

G—Temporary structure incidental to the development of land or to the erection of structures. (See Section 2903-3-A-(17).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Automobile repair shop or facility (not including body and fender repairs) when necessary to supplement a principal use of the premises and completely housed

within a main or accessory building. (See Section 2801-2-A-(2).)

**B—Community garage or community parking area** used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

**C—Major garage, including general repairs and storage; and major parking area;** but not including garage or parking area for mass transit vehicles. (See Section 2603-3.)

**D—Accessory use and structure** customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

**Section 1705—HEIGHT EXCEPTIONS.** Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 1702 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

**A—Erection of a structure to a height** normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

**B—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities** (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

**C—Erection to a reasonable height of a structure in a suitable location,** for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

**A—Erection above the height limits of the district of church towers and**

spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet wells, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

**Section 1706—AREA EXCEPTIONS.** Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1703 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

**A—Detached enclosed minor garage or minor parking area** located within a rear yard. (See Section 2803-1.)

**B—Front yard (or rear yard abutting street)** reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-B.)

**C—Loading space** occupying a rear yard. (See Section 2803-5.)

**D—Minor parking area** occupying side or rear yards not abutting a street. (See Section 2603-7.)

**E—Projection into, or location within, a yard of signs** as prescribed in Article 25. (See Section 2803-9.)

**F—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers.** (See Section 2803-10.)

#### ARTICLE 18

##### "C4" COMMERCIAL DISTRICT

In the "C4" Commercial District there shall be applied the regulations prescribed in this article, or the qualifying

regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1801—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1804, provided that:

A—All merchandise and products shall be sold only at retail, unless otherwise stated hereunder;

B—There may be manufacture, compounding, processing or treatment of products which is clearly incidental and essential to a retail store or business, only when the major portion of such products is to be sold at retail on the premises;

C—Such uses, operations or products are not obnoxious or offensive by reason of the emission of odor, dust, smoke, gas, vibration, noise or other similar causes.

Permitted uses are:

1—Amusement enterprise, including: billiard or pool hall, bowling alley, dance hall, boxing arena, games of skill and science, shooting gallery and the like, provided that if within three hundred (300) feet of property in an "R" or "I" District, same shall be conducted wholly within a completely enclosed building.

2—Apartment hotel.

3—Art or antique shop.

4—Auditorium.

5—Automobile and trailer sales and supply business, provided that any sales area is located and developed as required in Section 2606. (See also Section 2401-5.)

6—Bake shop.

7—Barber shop.

8—Baths, Turkish and the like.

9—Beauty shop.

10—Beverages, retail or wholesale distribution of.

11—Bicycle rental or repair.

12—Blueprinting, photostating and the like.

13—Boarding house, provided that no suite therein receives its required ventilation and light from a type "A" court.

14—Business college or private school operated as a commercial enterprise.

15—Catering service.

16—Cleaning of only wearing apparel, using non-explosive and non-inflammable cleaning fluid.

17—Clinic or laboratory, medical or dental.

18—Clothes pressing and repair.

19—Club.

20—Custom dressmaking, millinery and tailoring.

21—Day nursery.

22—Department store.

23—Drive-in business (other than drive-in theater) where persons are served in automobiles, such as refreshment stands, restaurants, food stores and the like. (See Section 2401-5.)

24—Exhibition building.

25—Feed store.

26—Film exchange.

27—Financial institution.

28—Frozen food storage, excluding wholesale storage.

29—Funeral home or mortuary.

30—Furniture and furnishings, sale of.

31—Hospital for small animals (dogs, cats and the like) including kennel, provided yards are enclosed.

32—Hotel.

33—Ice, sale of; storage, not more than five (5) tons' capacity.

34—Interior decorating business.

35—Laundry agency or cleaning agency, hand laundry and laundry operated

by customers such as Launderette, Laundromat and the like.

- 36—Library. (See Section 2401-5.)
- 37—Museum.
- 38—Music conservatory or studio.
- 39—News and magazine sales.
- 40—Nursery, flower or plant, provided that all incidental equipment and supplies, including fertilizer and supply cans, are kept within a building.
- 41—Office appliance and supply business.
- 42—Office, professional or business.
- 43—Out-patient clinic, independently operated.
- 44—Pawnshop.
- 45—Pets, including birds, sale of.
- 46—Photographer's studio, photo supplies.
- 47—Plumbing and heating and electrical business, not involving sheet metal work, if conducted completely within an enclosed building.
- 48—Printing, minor or job.
- 49—Public utility structures, facilities and installations for electricity, gas, oil, steam, telegraph, telephone (including telephone exchange building) and water, provided that these uses: (a) do not involve storage areas; (b) do not consist of overhead power lines supported by metal towers; (c) do not include railroads.
- 50—Radio or television broadcasting station, not including broadcasting towers and antennas.
- 51—Recreation area, public.
- 52—Repairs—electrical or other household appliances, radios and the like, shoes or timepieces.
- 53—Rescue mission or temporary revival center (religious).
- 54—Restaurant.
- 55—School (other than elementary, secondary, industrial trade or educational institution).

56—Second-hand goods, sale of, if conducted wholly within a completely enclosed building.

57—Shops or stores for the sale of books, beverages, confections, drugs, dry goods, flowers, foodstuffs, gifts, hardware, household appliances, jewelry, notions, periodicals, radios and the like, stationery, sundry small household articles, tobacco or wearing apparel.

58—Sign painting, if conducted wholly within a completely enclosed building.

59—Studio, artist's.

60—Tire sale and repair business, if conducted wholly within a completely enclosed building.

61—Theater or cinema, except drive-in theater.

62—Upholstering and minor repair of furniture and home or office furnishings, if business is conducted wholly within a completely enclosed building.

63—Wholesale merchandise establishment and incidental storage therefor, conducted within an enclosed building.

64—Accessory use and structure customarily incident to the above uses located within the buildable area of the lot, unless otherwise specified, and including:

A—Fence or enclosure wall. (See Section 2803-10-F.)

B—Killing and dressing of poultry and rabbits and cleaning of fish inside a building on zoning lot where same are retailed.

C—Loading space, as prescribed in Section 2607.

D—Minor garage or minor parking area as prescribed in Section 2603-1.

E—Minor stable.

F—Recreation area, non-profit.

65—Signs, as prescribed in Article 25.

Section 1802—HEIGHT. For the uses listed in Section 1801: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Any structure—

Nine (9) stories: Eighty-five (85) feet.

Section 1803—AREA. For the uses listed in Section 1801: on each unimproved zoning lot and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area per dwelling unit, or suite

A—Apartment hotel, hotel or boarding house over three (3) stories—  
—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Eight hundred twenty-five (825) square feet.

Three (3) bedrooms—  
Six hundred (600) square feet.

Two (2) bedrooms—  
Five hundred (500) square feet.

One (1) bedroom—  
Four hundred fifty (450) square feet.

B—Apartment hotel, hotel or boarding house of three (3) stories—  
—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Eighteen hundred forty (1840) square feet.

Three (3) bedrooms—  
Thirteen hundred ten (1310) square feet.

Two (2) bedrooms—  
Eleven hundred (1100) square feet.

One (1) bedroom—  
One thousand (1000) square feet.

C—Apartment hotel, hotel or boarding house less than three (3) stories—  
—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Three thousand (3000) square feet.

Three (3) bedrooms—  
Twenty-one hundred (2100) square feet.

Two (2) bedrooms—  
Eighteen hundred (1800) square feet.

One (1) bedroom—

Sixteen hundred (1600) square feet.

2—Lot area for residential club—

Five thousand (5000) square feet plus three hundred (300) square feet for each sleeping room in excess of three (3).

3—Front yard depth—

None required except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

4—Rear yard depth

When rear of lot

(a) does not abut a street or way or an "R" or "I" District—  
Fifteen (15) feet.

(b) abuts a street—  
None required except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Fifteen (15) feet when rear of lot abuts side of lot in "R" or "I" District; thirty (30) feet when rears of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

5—Side yard width

When side of lot

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—  
None required except when rear of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Thirty (30) feet when side of lot abuts rear of lot in "R" or "I"



District; fifteen (15) feet when sides of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

**6—Courts:**

A—No court shall have between two (2) opposite facing walls thereof a horizontal dimension less than sixty (60) feet, except in the case of a type "B" court when the minimum horizontal dimension thereof is less than ten (10) feet.

B—Any wall of a court, parallel or approximately parallel with an interior lot line, shall be at least thirty (30) feet therefrom.

Section 1804—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 1801 in conformity with the height and area provisions of Sections 1802 and 1803 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

B—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

C—Institution, educational or philanthropic, or unit group building thereof. (See Section 2801-1-A-(10).)

D—Landing area for helicopter, autogiro or lighter-than-air craft. (See Section 2801-1-A-(12).)

E—Mass transportation company right-of-way and trackage (except railroads), including private off-street turn-around and layover areas for mass transit vehicles with accessory poles and overhead wires, signal or other operating devices, shelters and com-

fort stations incident to the use thereof, and headquarters for operating and maintenance employees. (See Section 2801-1-A-(14).)

F—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

G—Transportation-passenger station depot, including railroad right-of-way, trackage and sidings and parking areas for buses. (See Section 2801-1-A-(25)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment".

A—Automobile and gasoline service station. (See Section 2903-3-A-(2).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

D—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)

E—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

F—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

G—Temporary structure incidental to the development of land or to the erection of structures. (See Section 2903-3-A-(17).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Automobile repair shop or facility (not including body and fender repairs) when necessary to supplement a principal use of the premises and completely housed within a main or accessory building. (See Section 2801-2-A-(2).)

B—Community garage or community parking area used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

C—Major garage, including general repairs and storage; and major parking area; but not including garage or parking area for mass transit vehicles. (See Section 2603-3.)

D—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 1805—HEIGHT EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 1802 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

C—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the Building; and fire or parapet walls, skylights, towers, steeples, flag poles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

B—Increase in the permitted height of a main building. (See Section 2802-2-A.)

Section 1806—AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1803 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-B.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Minor parking area occupying side or rear yards not abutting a street. (See Section 2603-7.)

E—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

F—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screen-

ing walls or fences; landscape features such as a trees, shrubs or flowers. (See Section 2803-10.)

#### ARTICLE 19

##### "C5" BUSINESS DISTRICT

In the "C5" Business District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 1901—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 1904, provided that:

A—All merchandise and products shall be sold only at retail, unless otherwise stated hereunder;

B—There may be manufacture, compounding, processing or treatment of products which is clearly incidental and essential to a retail store or business, only when the major portion of such products is to be sold at retail on the premises;

C—Such uses, operations or products are not noxious or offensive by reason of the emission of odor, dust, smoke, gas, vibration, noise or other similar causes.

##### Permitted uses are:

1—Amusement enterprise, including: billiard or pool hall, bowling alley, dance hall, boxing arena, games of skill and science, shooting gallery and the like, provided that if within three hundred (300) feet of property in an "R" or "I" District, same shall be conducted wholly within a completely enclosed building.

2—Apartment hotel.

3—Art or antique shop.

4—Auditorium.

5—Automobile and trailer sales and supply business, provided that any sales area is located and developed as required in Section 2606. (See also Section 2401-5.)

6—Bake shop.

7—Barber shop.

8—Baths, Turkish and the like.

9—Beauty shop.

10—Beverages, retail or wholesale distribution of.

11—Bicycle rental or repair.

12—Blueprinting, photostating and the like.

13—Boarding house, provided that no suite therein receives its required ventilation and light from a type "A" court.

14—Business college or private school operated as a commercial enterprise.

15—Catering service.

16—Cleaning of only wearing apparel, using non-explosive and non-inflammable cleaning fluid.

17—Clinic or laboratory, medical or dental.

18—Clothes pressing and repair.

19—Club.

20—Custom dressmaking, millinery and tailoring.

21—Day nursery.

22—Department store.

23—Drive-in business (other than drive-in theater) where persons are served in automobiles, such as refreshment stands, restaurants, food stores and the like. (See Section 2401-5.)

24—Exhibition building.

25—Feed store.

26—Film exchange.

27—Financial institution.

28—Frozen food storage, excluding wholesale storage.

29—Funeral home or mortuary.

30—Furniture and furnishings, sale of.

31—Hospital for small animals (dogs, cats and the like) including kennel, provided yards are enclosed.

- 32—Hotel.
- 33—Ice, sale of; storage, not more than five (5) tons' capacity.
- 34—Institution, educational or philanthropic.
- 35—Interior decorating business.
- 36—Laundry agency or cleaning agency, hand laundry and laundry operated by customers such as Launderette, Laundromat and the like.
- 37—Library. (See Section 2401-5.)
- 38—Museum.
- 39—Music conservatory or studio.
- 40—News and magazine sales.
- 41—Nursery, flower or plant, provided that all incidental equipment and supplies, including fertilizer and supply cans, are kept within a building.
- 42—Office appliance and supply business.
- 43—Office, professional or business.
- 44—Out-patient clinic, independently operated.
- 45—Pawnshop.
- 46—Pets, including birds, sale of.
- 47—Photographer's studio, photo supplies.
- 48—Plumbing and heating and electrical business, not involving sheet metal work, if conducted completely within an enclosed building.
- 49—Printing, minor or job.
- 50—Public utility structures, facilities and installations for electricity, gas, oil, steam, telegraph, telephone (including telephone exchange building) and water; provided that these uses: (a) do not involve storage areas; (b) do not consist of overhead power lines supported by metal towers; (c) do not include railroads.
- 51—Radio or television broadcasting station, not including broadcasting towers and antennas.
- 52—Recreation area, public.
- 53—Repairs—electrical or other household appliances, radios and the like, shoes or timepieces.
- 54—Rescue mission or temporary revival center (religious).
- 55—Restaurant.
- 56—School (other than elementary, secondary or industrial trade).
- 57—Second-hand goods, sale of, if conducted wholly within a completely enclosed building.
- 58—Shops or stores for the sale of books, beverages, confections, drugs, dry goods, flowers, foodstuffs, gifts, hardware, household appliances, jewelry, notions, periodicals, radios and the like, stationery, sundry small household articles, tobacco or wearing apparel.
- 59—Sign painting, if conducted wholly within a completely enclosed building.
- 60—Studio, artist's.
- 61—Tire sale and repair business, if conducted wholly within a completely enclosed building.
- 62—Theater or cinema, except drive-in theater.
- 63—Upholstering and minor repair of furniture and home or office furnishings, if business is conducted wholly within a completely enclosed building.
- 64—Wholesale merchandise establishment and incidental storage therefor conducted within an enclosed building.
- 65—Accessory use and structure customarily incident to the above uses, located within the buildable area of the lot, unless otherwise specified, and including:
- A—Fence or enclosure wall. (See Section 2803-10-F.)
- B—Killing and dressing of poultry and rabbits and cleaning of fish inside a building on zoning lot where same are retailed.
- C—Loading space, as prescribed in Section 2607.

D—Minor garage or minor parking area as prescribed in Section 2603-1.

F—Recreation area, non-profit.

66—Signs, as prescribed in Article 25.

Section 1902.—HEIGHT. For the uses listed in Section 1901: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Any structure—

Eleven (11) stories: One hundred and ten (110) feet.

Section 1903.—AREA. For the uses listed in Section 1901: on each unimproved zoning lot and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Lot area per dwelling unit or suite

A—Apartment hotel, hotel, or boarding House over three (3) stories—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Eight hundred twenty-five (825) square feet.

Three (3) bedrooms—  
Six hundred (600) square feet.

Two (2) bedrooms—  
Five hundred (500) square feet.

One (1) bedroom—  
Four hundred fifty (450) square feet.

B—Apartment hotel, hotel, or boarding House of three (3) stories—each dwelling unit or suite with

Four (4) or more bedrooms—  
Eighteen hundred forty (1840) square feet.

Three (3) bedrooms—  
Thirteen hundred ten (1310) square feet.

Two (2) bedrooms—  
Eleven hundred (1100) square feet.

One (1) bedroom—  
One thousand (1000) square feet.

C—Apartment hotel, hotel, or boarding house less than three (3) stories—for each dwelling unit or suite with

Four (4) or more bedrooms—  
Three thousand (3000) square feet.

Three (3) bedrooms—  
Twenty-one hundred (2100) square feet.

Two (2) bedrooms—  
Eighteen hundred (1800) square feet.

One (1) bedroom—  
Sixteen hundred (1600) square feet.

2—Lot area for residential Club

Five thousand (5000) square feet plus three hundred (300) square feet for each sleeping room in excess of three (3).

3—Front yard depth

None required except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

4—Rear yard depth

When rear of lot

(a) does not abut a street or way or an "R" or "I" District—  
Ten (10) feet.

(b) abuts a street—  
None required except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Fifteen (15) feet when rear of lot abuts side of lot in "R" or "I" District; thirty (30) feet when rears of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

5—Side yard width

When side of lot

(a) does not abut a street or an "R" or "I" District—  
None required.

(b) abuts a street—  
None required except when rear of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

- (c) abuts an "R" or "I" District—  
Ten (10) feet. (With screening  
and maintenance as prescribed in  
Section 2403-7.)

6—Courts:

A—No court shall have between two  
(2) opposite facing walls thereof  
a horizontal dimension less than  
sixty (60) feet, except in the case  
of a type "B" court when the  
minimum horizontal dimension  
thereof is less than ten (10) feet.

B—Any wall of a court, parallel or  
approximately parallel with an  
interior lot line, shall be at least  
thirty (30) feet therefrom.

Section 1904—USE EXCEPTIONS. The  
uses listed in this section are permit-  
ted under the provisions of the initial  
paragraph of Section 1901 in conformity  
with the height and area provisions of  
Sections 1902 and 1903 unless otherwise  
prescribed hereunder.

1—Conditional Uses which are permitted  
after a public hearing and recom-  
mendation by the Commission, and  
after approval by Council in conform-  
ity with the provisions of Article  
28.

A—Enlargement or reconstruction of  
any of the Conditional Uses listed  
in Section 2801-1-A that is public  
or non-profit when such is a non-  
conforming use or nonconforming  
structure. (See Section 2801-1-A-  
(27).)

B—Government uses and structures:  
other than housing, major exca-  
vating, grading or filling and  
schools. (See Section 2801-1-A-  
(7).)

C—Landing area for helicopter, auto-  
giro or lighter-than-air craft.  
(See Section 2801-1-A-(12).)

D—Mass transportation company  
right-of-way and trackage (except  
railroads), including private off-  
street turn-around and layover  
areas for mass transit vehicles  
with accessory poles and overhead  
wires, signal or other operating  
devices, shelters and comfort sta-  
tions incident to the use thereof,  
and headquarters for operating  
and maintenance employees. (See  
Section 2801-1-A-(14).)

E—Public utility facilities and instal-  
lations consisting of overhead  
power lines supported by metal  
towers. (See Section 2801-1-A-  
(18).)

F—Transportation-passenger station  
depot, including railroad right-  
of-way, trackage and sidings and  
parking areas for buses. (See  
Section 2801-1-A-(25).)

2—Uses which are permitted only as  
Special Exceptions by the Board in  
conformity with the provisions of  
Article 29, "Board of Adjustment."

A—Automobile and gasoline service  
station. (See Section 2903-3-A-  
(2).)

B—Church, cathedral or temple, or  
unit group building thereof. (See  
Section 2903-3-A-(4).)

C—Extension of a nonconforming use  
within a nonconforming structure,  
or the change of such use within  
a nonconforming structure to a  
conforming use or to another  
nonconforming use that is deter-  
mined by the Board to be no  
more detrimental to the neigh-  
borhood. (See Section 2903-3-  
A-(7).)

D—Enlargement or reconstruction of  
a public or non-profit non-con-  
forming use or nonconforming  
structure, other than a Condi-  
tional Use. (See Section 2903-3-  
A-(8).)

E—Moving of a nonconforming struc-  
ture to a different location on the  
same zoning lot. (See Section  
2903-3-A-(12).)

F—Radio or television transmission  
or receiving tower and facilities  
(not including broadcasting stu-  
dio or business office) operated  
under regulations of the Federal  
Communications Commission.  
(See Section 2903-3-A-(15).)

G—Temporary structure incidental to  
the development of land or to the  
erection of structures. See Sec-  
tion 2903-3-A-(17).)

3—Uses which are permitted by the Ad-  
ministrator in conformity with the  
provisions of Article 28.

A—Automobile repair shop or facility. (not including body and fender repairs) when necessary to supplement a principal use of the premises and completely housed within a main or accessory building. (See Section 2801-2-A-(2).)

B—Community garage or community parking area used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

C—Newspaper publishing establishment, conducted within an enclosed building. (See Section 2801-2-A-(12).)

D—Major garage, including general repairs and storage; and major parking area; but not including garage or parking area for mass transit vehicles. (See Section 2603-3.)

E—The following limited light industrial uses when conducted within an enclosed building, and above the first floor. (See Section 2801-2-A-(18).)

- (1) Laboratories — experimental, photo or motion picture, film or testing.
- (2) Manufacturing of musical and small precision instruments, watches and clocks, toys, novelties and rubber and metal hand stamps.
- (3) Manufacture of pottery and figurines or other similar ceramic products, using only previously pulverized clay and kilns fired only by electricity or gas.
- (4) Printing, lithographing, type composition, ruling and binding establishment.

F—Warehouse, storage, conducted within an enclosed building. (See Section 2801-2-A-(19).)

G—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 1905—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 1902 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. See Section 2903-3-B-(1).)

B—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

C—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers or spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

B—Increase in the permitted height of a main building. (See Section 2802-2-B.)

Section 1906—AREA EXCEPTIONS  
Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 1903 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-B.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Minor parking area occupying side or rear yards not abutting a street. (See Section 2803-7.)

E—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

F—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

G—Waiver of requirements of lot area per dwelling unit or suite, in the case of a hotel or an apartment hotel. (See Section 2803-12.)

#### ARTICLE 20

##### "M1" LIMITED INDUSTRIAL DISTRICT

In the "M1" Limited Industrial District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 2001—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 2004. Permitted uses are:

1—Limited light industrial uses, when conducted entirely within an enclosed building, including retail sale of products when such sale is clearly inci-

dental and essential to the permitted industrial use, provided the uses are such that (a) no explosive materials or processes are involved, and (b) no smoke, fumes, odors, dust, noise, vibration or glaring light is noticeable from outside any lot in this district.

A—Assembly of small electrical appliances, small industrial and electronic instruments, accessories and devices, radios and phonographs; including therewith the manufacture of small parts thereof.

B—Automobile sales, with incidental service. (See Section 2806.)

C—Laboratories—experimental, photo or motion picture, film or testing.

D—Manufacture of pottery and figurines or other similar ceramic products, using only previously pulverized clay and kilns fired only by electricity or gas.

E—Manufacture, fabrication and maintenance of electric and neon signs, billboards, commercial advertising structures, very light sheet metal products, including heating and ventilating ducts and equipment; cornices, eaves and the like, and also including plumbing, heating or electrical contracting business.

F—Manufacture of musical and small precision instruments, watches and clocks, toys, novelties and rubbed and metal hand stamps.

G—Printing, lithographing, type composition, ruling and binding establishment.

H—Processing, canning, packaging or treatment of dairy products and any use incident thereto, including distribution.

I—Storage and distribution of any merchandise or material other than: building materials; contractor's equipment; explosives or inflammables; garbage, offal or dead animals; ice and cold storage; lumber; petroleum and petroleum by-products in excess of an amount necessary for use on the premises; rags, paper, metal or junk; and solid fuels; not including terminal warehousing or transfer depot.



2—Landscape gardener's sales area or business, provided no odors, dust, noise or glaring light is noticeable outside any lot in this district.

3—Office, professional or business.

4—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot, unless otherwise specified, and including:

A—Fence or enclosure wall. (See Section 2803-10-F.)

B—Loading space as prescribed in Section 2607.

C—Minor garage or minor area as prescribed in Section 2603-1.

D—Recreation area, non-profit.

E—Signs, as prescribed in Article 25.

Section 2002—HEIGHT. For the uses listed in Section 2001: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Any structure—

Two (2) stories: Thirty (30) feet.

Section 2003—AREA. For the uses listed in Section 2001: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Front yard depth—

Thirty-five (35) feet (also subject to the requirement of item 4 below).

2—Rear yard depth

When rear of lot

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—  
Thirty-five (35) feet (also subject to the requirement of item 4 below).

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Fifteen (15) feet when rear of lot

abuts side of lot in "R" or "I" District; thirty (30) feet when rears of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

3—Side yard width

When side of lot

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—  
Thirty-five (35) feet (also subject to the requirement of item 4 below).

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Thirty (30) feet when side of lot abuts rear of lot in "R" or "I" District; fifteen (15) feet when sides of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

4—Any yard abutting a major traffic thoroughfare—

Sufficient to place the buildable area of the lot seventy-five (75) feet from the center line of the major traffic thoroughfare.

Section 2004—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 2001 in conformity with the height and area provisions of Sections 2002 and 2003 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

B—Government uses and structures; other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

C—Public utility facilities and installations consisting of overhead power lines supported by metal towers. (See Section 2801-1-A-(18).)

D—Railroad or other mass transportation right-of-way and trackage including railroad passenger station and private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof, and headquarters for operating and maintenance employees. (See Section 2801-1-A-(19).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Automobile and gasoline service station, when within one hundred (100) feet of property in an "R" or "I" District. (See Section 2903-3-A-(2).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

D—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)

E—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

F—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

G—Temporary structure incidental to the development of land or to the erection of structures. (See Section 2903-3-A-(17).)

H—Use of land by a public utility corporation in a suitable location for public utility purposes. (See Section 2903-3-A-(19).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Articles 28.

A—Automobile and gasoline service station, when not within one hundred (100) feet of property in an "R" or "I" District. (See Section 2801-2-A-(1).)

B—Automobile repair shop or facility (not including body and fender repairs) when necessary to supplement a principal use of the premises and completely housed within a main or accessory building. (See Section 2801-2-A-(2).)

C—Community garage or community parking area used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

D—Major garage, including general repairs and storage; and major parking area; but not including garage or parking area for mass transit vehicles. (See Section 2603-3.)

E—Storage of explosives or inflammables, not in excess of that determined by the Administrator to be not hazardous. (See Section 2801-2-A-(16).)

F—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 2005—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 2002 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the

provisions of Article 29, Board of Adjustment".

A—Erection of a structure to a height normal to the district, when no curb level has been established. Section 2903-3-B-(3).)

B—Erection of an industrial structure to a reasonable height above the district requirements. (See Section 2903-3-B-(3).)

C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

D—Erection to a reasonable height of for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireles masts or similar structures.. (See Section 2802-1.)

Section 2006—AREA EXCEPTIONS. Subject to the requirement prescribed hereunder, the following exceptions to the area regulations of Section 2003 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)  
B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-A.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Minor parking area located in any yard or yards abutting a street. (See Section 2803-4.)

E—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

F—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

#### ARTICLE 21

##### "M2" LIMITED INDUSTRIAL DISTRICT

In the "M2" Limited Industrial District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 2101—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 2104. Permitted uses are:

1—Limited light industrial uses, when conducted entirely within an enclosed building, including retail sale of products when such sale is clearly incidental and essential to the permitted industrial use, provided the uses are such that (a) no explosive materials or processes are involved, and (b) no smoke, fumes, odors, dust, noise, vibration or glaring light is noticeable from outside any lot in this district.

A—Assembly of small electrical appliances, small industrial and electronic instruments, accessories and devices, radios and phonographs, including therewith the manufacture of small parts thereof.

B—Automobile sales, servicing, painting, upholstering, tire retreading or recapping, battery manufacturing and the like; not including automobile and gasoline service stations. (See Sections 2401-5 and 2806.)

C—Boatbuilding, of only small boats.

D—Building materials sales establishment.

E—Cleaning and dyeing establishment using non-inflammable cleaning fluids but not including bag, carpet or rug cleaning.

F—Distribution plant, including parcel delivery, ice and cold storage plant, bottling plant and food commissary or catering establishment. (See Section 2401-5.)

G—Killing or dressing and/or packing of poultry and rabbits.

H—Laboratories—experimental, photo or motion picture, film or testing.

I—Laundry, when no portion thereof is nearer than two hundred (200) feet to property classified "R" District.

J—Machinery, sales and display.

K—Manufacture of pottery and figurines or other similar ceramic products, using only previously pulverized clay and kilns fired only by electricity or gas.

L—Manufacture, fabrication and maintenance of electric and neon signs, billboards, commercial advertising structures, very light sheet metal products including heating and ventilating ducts and equipment; cornices, eaves and the like, and also including plumbing, heating or electrical contracting business.

M—Manufacture of musical and small precision instruments, watches and clocks, toys, novelties and rubber and metal hand stamps.

N—Manufacturing, fabricating, compounding, assembling or treatment of articles or merchandise from the following previously prepared materials: bone, canvas, cellophane, cloth, cork, feathers, felt, fiber, fur, glass, hair, horn, leather, paper, plastics, precious

or semi-precious metals or stones, shells, textiles, tobacco, yarns, wood but not including planing mill, and paint not employing a boiling process.

O—Printing, lithographing, type composition, ruling and binding establishment.

P—Processing, canning, packaging or treatment of such products as bakery goods, candy, cosmetics, dairy products, drugs, perfumes, pharmaceuticals, perfumed toilet soap, soft drinks, toiletries, and food products not including the following: fish products and meat products other than poultry and rabbits, sauerkraut, vinegar, yeast and the rendering or refining of fats and oils.

Q—Veterinary establishment.

R—Wholesale business.

2—Landscape gardener's sales area or business, provided no odor, dust, noise or glaring light is noticeable outside any lot in this district.

3—Mass transportation company right-of-way and trackage (except railroads) including private off-street turnaround and layover areas for mass transit vehicles with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof and headquarters for operating and maintenance employees. (See Section 2401-5.)

4—Public utility facilities and installations for electricity, gas, oil, steam, telegraph, telephone (including telephone exchange building) and water; (not including railroads).

5—Storage and distribution of any merchandise or material other than: building materials; contractor's equipment; explosives or inflammables; garbage, offal or dead animals; lumber; petroleum and petroleum by-products in excess of an amount necessary for use on the premises; rags, paper, metal or junk; and solid fuels; not including terminal warehousing or transfer depot.

6—Accessory use and structure customarily incident to any of the above uses,

located within the building area of the lot, unless otherwise specified, and including:

A—Fence or enclosure wall. (See Section 2803-10-F.)

B—Loading space as prescribed in Section 2607.

C—Minor garage or minor parking area as prescribed in Section 2603-1-A.

D—Recreation area, non-profit.

7—Signs, as prescribed in Article 25.

Section 2102—HEIGHT. For the uses listed in Section 2101: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Any structure

Three (3) stories: Forty-five (45) feet.

Section 2103—AREA. For the uses listed in Section 2101: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Front yard depth

(Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street, except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

2—Rear yard depth

When rear of lot

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—  
Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street, except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Fifteen (15) feet when rear of lot abuts side of lot in "R" or "I" District; thirty (30) feet when rears of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

3—Side yard width

When side of lot

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—  
Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street, except when rear of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Thirty (30) feet when side of lot abuts rear of lot in "R" or "I" District; fifteen (15) feet when sides of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

Section 2104—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 2101 in conformity with the height and area provisions of Sections 2102 and 2103 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

B—Government uses and structures: other than housing, major excavating, grading or filling and

schools. (See Section 2801-1-A-(7).)

C—Landing area for helicopter, autogiro or lighter-than-air craft. (See Section 2801-1-A-(12).)

D—Transportation-passenger station depot, including railroad right-of-way, trackage and sidings, and parking areas for buses. (See Section 2801-1-A-(25).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Automobile and gasoline service station, when within one hundred (100) feet of property in an "R" or "T" District. (See Section 2903-3-A-(2).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

D—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)

E—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

F—Industrial use that is not permitted in an "M2" District, but is permitted in an "M3" District. (See Section 2903-3-A-(11).)

G—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

H—Temporary structure incidental to the development of land or to

the erection of structures. (See Section 2903-3-A-(11).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Ancillary commercial uses and uses accessory thereto. (See Section 2801-2-A-(17).)

B—Automobile and gasoline service station, when not within one hundred (100) feet of property in an "R" or "T" District. (See Section 2801-2-A-(1).)

C—Community garage or community parking area used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, unless otherwise excepted. (See Sections 2603-3-B and 2603-2-C.)

D—Office for industrial plant. (See Section 2801-2-A-(14).)

E—Major garage, including general repairs and storage; and major parking area. (See Section 2603-3.)

F—Storage of explosives or inflammables, not in excess of that determined by the Administrator to be not hazardous. (See Section 2801-2-A-(15).)

G—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 2105—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 2102 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. See Section 2903-3-B-(1).)

B—Erection of an industrial structure to a reasonable height above the district requirements. (See Section 2903-3-B-(3).)

C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

D—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1)

Section 2106 — AREA EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 2103 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-B.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

E—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies,

porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

## ARTICLE 22

### "M3" LIGHT INDUSTRIAL DISTRICT

In the "M3" Light Industrial District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 2201.—USE. In this district land and structures may be used, and structures may be erected, altered or enlarged, for only the uses listed in this section and in Section 2204. Permitted uses are:

1—Light industrial uses that are not obnoxious or offensive by reason of the emission of odor, dust, smoke, noise, gas, fumes, cinders, vibration, refuse matter or water-carried waste, including retail sale of products when such sale is clearly incidental and essential to the permitted industrial use.

A—Airplane factory or hangar, not including wind tunnel and testing field.

B—Automobile sales, servicing, painting, upholstering, tire retreading or recapping, battery manufacturing and the like; not including automobile and gasoline service station. (See Sections 2401-5 and 2606.)

C—Blacksmith shop or horse-shoeing establishment.

D—Boatbuilding.

E—Box factory.

F—Building materials sales establishment and storage area.

G—Building-mover and wrecker's establishment.

H—Brewery.

I—Cleaning and dyeing establishment.

J—Contractor's equipment storage.

K—Cooperage works.

L—Distribution plant, including parcel delivery, ice and cold storage plant, bottling plant, and food commissary or catering establishment. (See Section 2401-5.)

M—Feed mixing plant.

N—Foundry, casting of only lightweight non-ferrous metal.

O—Grain elevator.

P—Iron, steel or other metal, fabrication (no foundry or drop hammer and no punch press over fifty (50) tons' capacity).

Q—Killing or dressing and/or packaging of poultry and rabbits.

R—Laboratories—experimental, photo or motion picture, film or testing.

S—Laundry.

T—Lumber storage, millwork and sales.

U—Machine shop.

V—Machinery repairing, sales and display.

W—Manufacture, fabrication and maintenance of electric and neon signs, billboards, commercial advertising structures, light sheet metal products including heating and ventilating ducts and equipment; cornices, eaves and the like, and also including plumbing, heating or electrical contracting business.

X—Manufacturing, fabricating, compounding, assembling or treatment of articles of merchandise from the following previously prepared materials: bone, canvas, celophane, cloth, cork, feathers, felt, fiber, fur, glass, hair, horn, leather, paper, plastics, precious or semi-precious metals or stones, shell, textiles, tobacco, yarns, wood and paint not employing a boiling process.

Y—Manufacture, fabricating, compounding, canning, packaging or treatment of such products as bakery goods, candy, cosmetics, dairy products drugs perfumes,

pharmaceuticals perfumed toilet soap, soft drinks, toiletries and food products, not including the following: fish and meat products, sauerkraut, vinegar and yeast, except in conjunction with a general food products manufacturing company; and not including the rendering of fats and oils or slaughter of animals.

Z—Manufacture of: appliances, electrical or mechanical; instruments, electronic, musical, precision or the like; machines, electric or mechanical, for home or office and the like; phonographs, radios, telephones or other instruments or machines for receiving, reproducing or transmitting sound; watches and clocks, toys, novelties and rubber and metal hand stamps.

AA—Planing mill.

BB—Printing, lithographing, type composition, ruling and binding establishment.

CC—Processing, canning, packaging or treatment of fish and meat products, sauerkraut, vinegar, yeast but not including the following: fish smoking, curing or canning; rendering of fats and oils; or slaughter of animals.

DD—Railroad or other mass transportation company freight and/or passenger and supporting facilities, limited receiving and distribution yards, right-of-way, trackage and sidings, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof, including private off-street turnaround and layover areas for mass transit vehicles and parking areas for buses, provided the parking areas shall be enclosed and improved as provided for in Section 2606; car houses, yards and headquarters for operating and maintenance employees. (See Section 2401-5.)

EE—Repair shop, other than a railroad major repair shop.

FF—Solid fuel such as coal, coke and wood, storage and sales.

GG—Stable.



HH—Stone or monument works.

II—Storage and distribution of any merchandise or material other than: explosives or inflammables; garbage, offal or dead animals; paper, exclusive of rolled newsprint and other similar rolled paper; petroleum and petroleum by-products in excess of an amount necessary for use on the premises, and rags, metal or junk.

JJ—Structure or equipment for landing, mooring or other like purposes and the use of the same for land or water transportation interchange.

KK—Veterinary establishment.

LL—Wholesale business.

2—Dispensary, only with emergency facilities incident to an industry.

3—Landscape gardener's sales area or business, provided no odor, dust, noise or glaring light is noticeable outside any lot in this district.

4—Public utility facilities and installations for electricity, gas, oil, steam, telegraph, telephone (including telephone exchange building) and water; (not including railroads).

5—School, industrial trade, when not objectionable due to noise, odor, vibration, dust, smoke or other similar causes.

6—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot, unless otherwise specified and including:

A—Fence or enclosure wall. (See Section 2803-10-F.)

B—Loading space as prescribed in Section 2607.

C—Minor garage or minor parking area as prescribed in Section 2603-1.

D—Recreation area, non-profit.

7—Signs, as prescribed in Article 25.

Section 2202—HEIGHT. For the uses listed in Section 2201: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Any structure—

Nine (9) stories: Eighty-five (85) feet.

Section 2203—AREA. For the uses listed in Section 2201: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open space not less than prescribed in this section.

1—Front yard depth—

Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street, except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

2—Rear yard depth

When rear of lot

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—  
Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street, except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—  
Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—  
Fifteen (15) feet when rear of lot abuts side of lot in "R" or "I" District; thirty (30) feet when rears of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

3—Side yard width

When side of lot

(a) does not abut a street or way or an "R" or "I" District—  
Non required.

(b) abuts a street—  
Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street, except when rear of lot abuts in "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—

Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—

Thirty (30) feet when side of lot abuts rear of lot in "R" or "I" District; fifteen (15) feet when sides of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

Section 2204—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 2201 in conformity with the height and area provisions of Sections 2202 and 2203 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Article 28.

A—Atomic reactors. (See Section 2801-A-(2).)

B—Distribution center, such as large wholesale outlet, warehousing, rail-motor freight transfer and large supermarket in connection with railroad freighting facilities. (See Section 2801-1-A-(5).)

C—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or nonconforming structure. (See Section 2801-1-A-(27).)

D—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

E—Landing area for helicopter, autogiro or lighter-than-air craft. (See Section 2801-1-A-(12).)

F—Motor freight terminal for freight trucking companies and operators, including interchange and storage facilities. (See Section 2801-1-A-(17).)

2—Uses which are permitted only as Special Exceptions by the Board in

conformity with the provisions of Article 29, "Board of Adjustment."

A—Automobile and gasoline service station, when within one hundred (100) feet of property in an "R" or "I" District. (See Section 2903-3-A-(2).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A-(4).)

C—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

D—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use. (See Section 2903-3-A-(8).)

E—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(11).)

F—Industrial use that is not permitted in an "M3" District, but is permitted in an "M4" District. (See Section 2903-3-A-(11).)

G—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

H—Temporary structure incidental to the development of land or to the erection of structures. (See Section 2903-3-A-(17).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Ancillary commercial uses and uses accessory thereto. (See Section 2801-2-A-(17).)

B—Automobile and gasoline service station, when not within one

hundred (100) feet of property in an "R" or "I" District. (See Section 2801-2-A-(1).)

C—Community garage or community parking area used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, unless otherwise excepted. (See Sections 2603-2-B and 2603-2-C.)

D—Manufacture, processing and/or storage of gas in its various forms, not in excess of quantities determined by the Department of Public Safety to be not hazardous to adjacent properties. (See Section 2801-2-A-(12).)

E—Major garage, including general repairs and storage; and major parking area. (See Section 2603-3).

F—Office for industrial plant. (See Section 2801-2-A (14).)

G—Storage of explosives or inflammables; not in excess of that determined by the the Administrator to be not hazardous. (See Section 2801-2-A-(16).)

H—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 2205—HEIGHT EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 2202 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection of an industrial structure to a reasonable height above the district requirements. (See Section 2903-3-B-(3).)

C—Erection to a reasonable height of a radio or television transmission

or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

D—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts or similar structures. (See Section 2802-1.)

Section 2206 — AREA EXCEPTIONS. Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 2203 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-B.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

E—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys;

open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

#### ARTICLE 23

##### "M4" HEAVY INDUSTRIAL DISTRICT

In the "M4" Heavy Industrial District there shall be applied the regulations prescribed in this article, or the qualifying regulations prescribed in other articles specifically referred to in the following sections of this article. For supplementary regulations see Articles 24 to 29, inclusive.

Section 2301—USE. No structure or land shall be used, and no structure shall hereafter be erected or structurally altered or enlarged, except for the uses listed in this section and in Section 2304. Permitted uses shall include retail sale of products when such sale is clearly incidental to the permitted industrial use, and are:

- 1—Airplane factory or hangar.
- 2—Alcohol manufacture.
- 3—Ammonia, bleaching powder or chlorine manufacture.
- 4—Asphalt manufacture or refining.
- 5—Automobile sales, servicing, painting, upholstering, tire retreading or recapping, battery manufacturing and the like; not including automobile and gasoline service station. (See Sections 2401-5 and 2606.)
- 6—Automobile wrecking.
- 7—Blacksmith shop or horse-shoeing establishment.
- 8—Blast furnace or coke oven.
- 9—Boatbuilding.
- 10—Boiler works.
- 11—Box factory.
- 12—Building materials sales establishment and storage area.

13—Building-mover and wrecker's establishment.

14—Brewery.

15—Brick, tile or terra cotta manufacture.

16—Chemical manufacture.

17—Cleaning and dyeing establishment.

18—Concrete or cement products manufacture.

19—Contractor's equipment storage.

20—Cooperage works.

21—Cotton gin or oil mill.

22—Distribution plant, including parcel delivery, ice and cold storage plant, bottling plant and food commissary or catering establishment. (See Section 2401-5.)

23—Drop forge industry manufacturing forgings with power hammers.

24—Feed mixing plant.

25—Grain elevator.

26—Hospital, only with emergency facilities incident to an industry.

27—Iron or steel or other metal manufacture or processing, foundry or fabrication plant and heavy weight casting, including galvanizing and other treatment.

28—Killing or dressing and/or packaging of poultry and rabbits.

29—Laboratories—experimental, photo or motion picture, film or testing.

30—Lampblack manufacture.

31—Landscape gardener's sales area or business.

32—Laundry.

33—Lumber storage, millwork and sales.

34—Machine shop.

35—Machinery repairing, sales and display.

36—Manufacture, fabrication and maintenance of electric and neon signs, billboards, commercial advertising structures, sheet metal products including heating and ventilating

- ducts and equipment; cornices, eaves and the like, and also including plumbing, heating or electrical contracting business.
- 37—Manufacturing, fabricating, compounding, assembling or treatment of bone, canvas, cellophane, cloth, cork, feathers, felt, fiber, fur, glass, hair, horn, leather, paper, plastics, precious or semi-precious metals or stones, shell, textiles, tobacco, yarns and wood, or articles of merchandise made therefrom.
- 38—Manufacture, fabricating, compounding, canning, packaging or treatment of such products as bakery goods, candy, cosmetics, dairy products, drugs, perfumes, pharmaceuticals, perfumed toilet soap, soft drinks, toiletries and food products, including fish and meat products, sauerkraut, vinegar and yeast, but not including the following: fish smoking, curing or canning; rendering of fats and oils; or slaughter of animals.
- 39—Manufacture of: appliances, electrical or mechanical; instruments, electronic, musical, precision or the like; machines, electric or mechanical, for home or office and the like; phonographs, radios, telephones or other instruments or machines for receiving, reproducing or transmitting sound; watches and clocks, toys, novelties and rubber and metal hand stamps.
- 40—Oilcloth or linoleum manufacture.
- 41—Ore reduction.
- 42—Paint, oil (including linseed), shellac, turpentine, lacquer or varnish manufacture.
- 43—Paper and pulp manufacture.
- 44—Petroleum products manufacture or wholesale storage of petroleum.
- 45—Planing mill.
- 46—Potash works.
- 47—Printing, lithographing, type composition, ruling and binding establishment.
- 48—Public utility facilities and installations for electricity, gas, oil, steam,

- telegraph, telephone (including telephone exchange building), and water.
- 49—Quarry, stone mill or slag crusher.
- 50—Railroad or other mass transportation company freight and/or passenger facilities, right-of-way, trackage and sidings, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof, including private off-street turn-around and layover areas for mass transit vehicles, and parking areas for buses, provided the parking areas shall be enclosed and improved as provided for in Section 2606; car houses, repair shops, yards and headquarters for operating and maintenance employees. (See Section 2401-5.)
- 51—Railroad repair shop, receiving, distribution and classification yards and supporting facilities.
- 52—Repair shop.
- 53—Rock, sand, slag or gravel distribution.
- 54—Rolling mill.
- 55—Rubber or gutta-percha manufacture or treatment.
- 56—Salt works.
- 57—School, industrial trade.
- 58—Soap manufacture.
- 59—Sodium compounds manufacture.
- 60—Solid fuel such as coal, coke and wood, storage and sales.
- 61—Stable.
- 62—Stone or monument works.
- 63—Storage and distribution of any merchandise or material other than: explosives or inflammables; and garbage, offal or dead animals.
- 64—Stove or shoe polish manufacture.
- 65—Structure or equipment for landing, mooring or other like purposes and the use of the same for land or water transportation interchange.
- 66—Tar distillation or tar products manufacture.

67—Tool manufacture.

68—Veterinary establishment.

69—Wholesale business.

70—Wool pulling or scouring.

71—Accessory use and structure customarily incident to any of the above uses, located within the buildable area of the lot, unless otherwise specified, and including:

A—Fence or enclosure wall. (See Section 2803-10-F.)

B—Loading space as prescribed in Section 2607.

C—Minor garage or minor parking area as prescribed in Section 2603-1.

D—Recreation area, non-profit.

72—Signs, as prescribed in Article 25.

Section 2302—HEIGHT. For the uses listed in Section 2301: the height of structures hereafter erected or enlarged shall not exceed the height limitations prescribed in this section.

1—Any structure—

Nine (9) stories: Eighty-five (85) feet.

Section 2303—AREA. For the uses listed in Section 2301: on each unimproved zoning lot, and on each zoning lot upon which a structure hereafter is erected or enlarged, there shall be provided and maintained a lot area, yards and other open spaces not less than prescribed in this section.

1—Front yard depth—

Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street, except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

2—Rear yard depth

When rear of lot—

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—

Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street,

except when side of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—

Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—

Fifteen (15) feet when rear of lot abuts side of lot in "R" or "I" District; thirty (30) feet when rears of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

3—Side yard width

When side of lot

(a) does not abut a street or way or an "R" or "I" District—  
None required.

(b) abuts a street—

Sufficient to place the buildable area of the lot thirty (30) feet from the center line of the street, except when rear of lot abuts an "R" or "I" District within the same frontage. (See Section 2403-11.)

(c) abuts a way—

Sufficient to place the buildable area of the lot twenty-five (25) feet from the center line of the way.

(d) abuts an "R" or "I" District—

Thirty (30) feet when side of lot abuts rear of lot in "R" or "I" District; fifteen (15) feet when sides of both lots abut. (With screening and maintenance as prescribed in Section 2403-7.)

Section 2304—USE EXCEPTIONS. The uses listed in this section are permitted under the provisions of the initial paragraph of Section 2301 in conformity with the height and area provisions of Sections 2302 and 2303 unless otherwise prescribed hereunder.

1—Conditional Uses which are permitted after a public hearing and recommendation by the Commission, and after approval by Council in conformity with the provisions of Articles 28.

A—Atomic reactors. (See Section 2801-1-A-(2).)

B—Distribution center, such as large wholesale outlet, warehousing, rail-motor freight transfer and large supermarket, in connection with railroad freighting facilities. (See Section 2801-1-A-(5).)

C—Enlargement or reconstruction of any of the Conditional Uses listed in Section 2801-1-A that is public or non-profit, when such is a nonconforming use or a nonconforming structure. (See Section 2801-1-A-(27).)

D—Government uses and structures: other than housing, major excavating, grading or filling and schools. (See Section 2801-1-A-(7).)

E—Landing area for helicopter, autogiro or lighter-than-air craft. (See Section 2801-1-A-(12).)

F—Motor freight terminal for freight trucking companies and operators, including interchange and storage facilities. (See Section 2801-1-A-(17).)

2—Uses which are permitted only as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Automobile and gasoline service station, when within one hundred (100) feet of property in an "R" or "I" District. (See Section 2903-3-A-(2).)

B—Church, cathedral or temple, or unit group building thereof. (See Section 2903-3-A (4).)

C—Extension of a nonconforming use within a nonconforming structure, or the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood. (See Section 2903-3-A-(7).)

D—Enlargement or reconstruction of a public or non-profit nonconforming use or nonconforming

structure, other than a Conditional Use. (See Section 2903-3-A-(8).)

E—Moving of a nonconforming structure to a different location on the same zoning lot. (See Section 2903-3-A-(12).)

F—Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-A-(15).)

G—Temporary structure incidental to the development of land or to the erection of structures. (See Section 2903-3-A-(17).)

H—Use of land and the erection, alteration or enlargement of structures for any one (1) of the following uses:

(1) Abattoirs and related facilities including stock yards and/or feeding facilities and fertilizer manufacture.

(2) Acid manufacture.

(3) Distillation of bones.

(4) Fat rendering.

(5) Fish reduction.

(6) Garbage, offal or dead animal reduction.

(7) Rubbish incineration, in properly constructed furnaces. (See Section 2903-3-A-(18).)

3—Uses which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Ancillary commercial uses, and uses accessory thereto. (See Section 2801-2-A-(17).)

B—Automobile and gasoline service station, when not within one hundred (100) feet of property in an "R" or "I" District. (See Section 2801-2-A-(1).)

C—Community garage or community parking area used exclusively by persons engaged in the conduct of establishments in the immediate vicinity of its location, or those for whom such establish-

ments are conducted, unless otherwise excepted. (See Sections 2603-B and 2603-2-C.)

D—Manufacture, processing and/or storage of gas in its various forms, not in excess of quantities determined by the Department of Public Safety to be not hazardous to adjacent properties. (See Section 2801-2-A-(12).)

E—Major garage including general repairs and storage; and major parking area. (See Section 2603-3.)

F—Office for industrial plant. (See Section 2801-2-A-(14).)

G—Storage of explosives or inflammables, not in excess of that determined by the Administrator to be not hazardous. (See Section 2801-2-A-(16).)

H—Accessory use and structure customarily incident to the uses permitted in this section. (See Section 2801-2-A-(20).)

Section 2305—HEIGHT EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the height regulations of Section 2302 are permitted:

1—Exceptions in height which may be permitted as Special Exceptions by the Board in conformity with the provisions of Article 29, "Board of Adjustment."

A—Erection of a structure to a height normal to the district, when no curb level has been established. (See Section 2903-3-B-(1).)

B—Erection of an industrial structure to a reasonable height above the district requirements. (See Section 2903-3-B-(3).)

C—Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) operated under regulations of the Federal Communications Commission. (See Section 2903-3-B-(5).)

D—Erection to a reasonable height of a structure in a suitable location, for public utility purposes, by a public utility corporation. (See Section 2903-3-B-(6).)

2—Exceptions in height which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Erection above the height limits of the district of church towers and spires; penthouses or roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireles masts or similar structures. (See Section 2802-1.)

Section 2306—AREA EXCEPTIONS.  
Subject to the requirements prescribed hereunder, the following exceptions to the area regulations of Section 2303 are permitted:

1—Exceptions in area which are permitted by the Administrator in conformity with the provisions of Article 28.

A—Detached enclosed minor garage or minor parking area located within a rear yard. (See Section 2803-1.)

B—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street. (See Section 2803-4-B.)

C—Loading space occupying a rear yard. (See Section 2803-5.)

D—Projection into, or location within, a yard of signs as prescribed in Article 25. (See Section 2803-9.)

E—Projection into yards of porte-cochere; cornices, eaves, belt courses, sills, canopies or other similar architectural features; chimneys; open fire escapes; open balconies, porches, platforms or landing places; open ornamental fences, hedges, landscape architectural features or guard railings around



depressed ramps; screening walls or fences; landscape features such as trees, shrubs or flowers. (See Section 2803-10.)

## ARTICLE 24

### GENERAL PROVISIONS\*

#### Section 2401—USE.

- 1—Conformance and Permits Required. No structure shall be erected, reconstructed, structurally altered, enlarged or moved, nor shall any structure or land be used or designed to be used, for any use other than is permitted in the district in which such structure or land is located and then only after applying for and securing all permits and licenses required by all laws and ordinances. (See Article 30, "Administration and Enforcement.")
- 2—Zoning of Annexed Areas. Any area annexed to the City after the effective date of this ordinance shall, immediately upon such annexation, automatically be classified "R1-A" District until a zoning plan for said area has been adopted by Council. The Commission shall recommend to Council appropriate zoning for the annexed area within not more than two (2) months after the effective date of annexation. During the period between the date of annexation and until Council has adopted said zoning plan, the provisions of Article 27, relative to nonconformity termination, shall not apply to any such annexed area.
- 3—Substandard Dwellings. No structure shall be used or occupied as a dwelling, or as a boarding or rooming house, if such structure is in need of major structural repairs or is unsafe or unsanitary, or if the premises do not have connection with the City sewer system or alternative sanitary sewage facilities approved by the local public health authorities.
- 4—Notification of Property Owners. Wherever in this ordinance there is a requirement for the notification of property owners, or wherever it is specified that a use may be permitted, provided consents of certain

property owners are obtained, the provisions shall apply irrespective of municipal boundary lines.

- 5—Location of Vehicular Entrances or Exits of Certain Uses. Any use or structure involving, as a principal part of the conduct of a business, the use or servicing of motor vehicles, such as an automobile and gasoline service station; automobile sales area; community garage, community parking area; major garage; major parking area; drive-in business; distribution plant; or a freight-ing or trucking terminal, shall be so located that no vehicular entrance or exit shall be closer than two hundred (200) feet to a principal entrance or exit to any elementary or secondary or vocational school; playground; hospital; church, or public library, when said entrance or exit is located on the same frontage (except when the latter are nonconforming uses or structures subject to special regulation under Section 2703). Similarly, no principal entrance or exit to any elementary or secondary or vocational school; playground; hospital; church, or public library, shall be located closer than two hundred (200) feet to a vehicular entrance or exit such as first noted above (except when the first mentioned uses or structures are nonconforming and subject to special regulation under Section 2703).
- 6—Uses Requiring Site Plan Approval. Uses, except signs, of all property in a "C2" District, and of any property abutting a major traffic thoroughfare in other "C" and "M" Districts (other than "C5"), shall, in addition to conforming to any and all regulations pertaining thereto that are specifically set forth in this ordinance, be in accordance with a site plan or plans approved by the Commission. The site plan shall show, as proposed, the location of main and accessory structures on the site and in relation to one another; traffic circulation features within the site; the location of vehicular access onto the site; the height and bulk of structures; the provision of automobile parking space; the provision of other open space on the

site; the landscaping, paving, fences and walls on the site, and the display of signs.

In considering any site plan hereunder, the Commission shall endeavor to assure safety and convenience of traffic movement, both within the site covered and in relation to access streets, and harmonious and beneficial relationship of structures and uses on the site as well as contiguous properties. In so doing, vehicular access points shall be limited, where possible, to intervals of not less than three hundred (300) feet when on a major traffic thoroughfare.

- 7—Zoning Districts Dividing Property. Where one (1) parcel of property is divided into two (2) or more portions by reason of different zoning district classifications, each of these portions shall be used independently of the others in its respective zoning classification; and for the purpose of applying the regulations of this ordinance, each portion shall be considered as if in separate and different ownership.

#### Section 2402—HEIGHT.

- 1—Height Conformance. Except as hereinafter provided, no structure hereafter shall be erected, reconstructed, enlarged or moved, so as to exceed the height limit for that use established in the district in which such structure is located or is to be located.
- 2—Height Application.

A—In measuring the height of a building in stories, a basement shall be counted a story unless it is designed and/or used for other than living quarters; a half-story shall be counted a full story, when it contains a dwelling unit.

B—On corner lots the height of structures shall be measured from a level midway in elevation between:

- (1) the two (2) curb levels, when the lot abuts only two (2) streets;
- (2) the highest and lowest curb levels when the lot abuts more than two (2) streets;

and these height limitations shall apply upon such lots not farther than to the center lines of the block, beyond which any portion of the same lot shall have a height limitation similar to that applying on the property next adjacent thereto.

C—On through lots the height limit, including all exceptions thereto beginning at either frontage, shall apply to a depth not exceeding one-half ( $\frac{1}{2}$ ) the depth of the lot.

D—On interior lots the height limit, including all exceptions thereto, shall apply to a depth equal to one-half ( $\frac{1}{2}$ ) the depth of the block, as measured from frontage to frontage on a line projected through the center of the lot in question. Any rear portion of such lot, beyond the center line of the block, shall have a height limit similar to that applying upon the lot immediately abutting in the rear.

#### Section 2403—AREA.

1—Area Requirements. Except as hereinafter provided, no structure hereafter shall be erected, or reconstructed, enlarged or moved on a lot or moved to another lot, unless such structure or enlargement conforms with the area regulations of the district on which such structure is located or is to be located.

2—No Reduction of Open Spaces on Zoning Lot. No yards or other open spaces shall be diminished below that prescribed by this ordinance.

3—No Open Space on a Lot May Be Appurtenant to a Use or Structure on Another Lot. No required yard or other open space around an existing use or structure, or which hereafter is provided around any use or structure for the purpose of complying with the provisions of this ordinance, shall be considered as providing a yard or open space for any other use or structure; nor shall any yard or other required open space on an adjoining lot be considered as providing a yard or open space on a lot whereon a use is to be established or a structure is to be erected.

4—Area, Yard and Court Requirements for Nonconforming Uses, Structures and Signs.

For the purpose of items 2 and 3 of this section, the area, yard and court requirements for nonconforming uses, structures and signs shall be as follows:

A—Dwellings—the minimum requirements for the particular type of dwelling, as prescribed anywhere else in this ordinance;

B—Uses, structures and signs, other than dwellings, in "S," "R" and "I" Districts—the maximum requirements for the particular type of use, structure or sign, as prescribed anywhere else in this ordinance;

C—Uses, structures and signs, other than dwellings, in "C" and "M" Districts—the minimum requirements for the particular type of use, structure or sign, as prescribed anywhere else in this ordinance.

5—Joint Use of Parking and Loading Areas. No parking area designated as providing the parking space requirements for one (1) use shall again be considered as providing the parking space requirements of another use except as provided for in Section 2903-3-D-4), and no loading area designated as providing the loading space requirement for one (1) use shall again be considered as providing the loading space requirement of another use, except as provided for in Section 2903-3-E-(2).

6—No Future Street Space to be Included as Yard Space. No occupancy permit shall be issued for a structure on a lot over which there extends a street located by City ordinance unless there is provided, between the structure and the line of the located street, a yard or yards as prescribed herein for the lot as it will be after the located street is opened.

7—Yard Screening and Maintenance. In a "C" or "M" District when a side or rear yard abuts property in an "R" or "I" District:

A—It shall be screened from such "R" or "I" District by a masonry wall or solid fence six and one-half (6½) feet high extending along the property line adjoining the abutting "R" or "I" District but not closer to a street than the buildable area of the lot, or

B—That portion of the side or rear yard within fifteen (15) feet of the abutting "R" or "I" District and not closer to a street than the buildable area of the lot shall be planted and maintained, so as to provide a visual screen approximately six and one-half (6½) feet high, between the concerned "C" or "M" District and abutting property; and

C—That portion of yard between the street and the buildable area of the lot shall be planted and maintained, in keeping with landscape treatment of abutting property, for a distance of at least fifteen (15) feet therefrom.

8—Vision Clearance. On a Corner Lot:

A—In an "S," "R" or "I" District there shall be no structure or fence, shrubbery or other planting, more than three (3) feet higher than the curb level at the street roadway within twenty-five (25) feet of the intersection of any two (2) street lines;

B—In a "C1," "C2" or "M1" District no structure or other obstruction shall be permitted within eight (8) feet of the intersection of any two (2) street lines;

C—Abutting a major traffic thoroughfare no structure or other obstruction shall be permitted within eight (8) feet of the intersection of the line of the Major traffic thoroughfare and any other street line.

9—Public Utility Lines for the transportation and distribution and control of water, electricity, gas, oil, steam, telegraph and telephone communications, and their supporting members other than buildings; and railroad or railway trackage shall not

be required to be located on an individual zoning lot nor be held to reduce the required yard dimensions for other structures on a lot.

- 10—Structure in Relation to Lot Line When Yard Is Not Required. When a yard abutting a lot line, other than a street line, is not required and:

A—is provided, the main wall of the structure shall be not less than three (3) feet from said lot line;

B—is not provided, the main wall of the structure shall be on said lot line.

- 11—Yards Abutting Streets in Certain "C" and "M" Districts. In "C3," "C4," "C5," "M2," "M3," and "M4" Districts, when a zoning lot abuts an "R" or "I" District within the same frontage, there shall be provided and maintained, a yard, extending from such "R" or "I" District, along such frontage for the full frontage of the lot if such frontage measures sixty (60) feet or less but otherwise not needing to exceed sixty (60) feet, and extending from the street, as follows:

A—When abutting an "R1-A," "R1" or "R2" District, at least thirty (30) feet.

B—When abutting any other "R" District or an "I" District, at least twenty-five (25) feet.

## ARTICLE 25

### SIGNS

Section 2501. In "S," "R" and "I" Districts, the following signs shall be permitted:

- 1—One (1) identification sign for each dwelling unit, attached to and parallel with the street wall of a building and not exceeding one and one-half (1½) square feet in area.

- 2—One (1) bulletin board per street for each church, cathedral or temple, each not exceeding thirty (30) square feet in area and used to indicate only the services or activities pertaining thereto.

- 3—Real estate signs, unlighted, not exceeding for one (1) property a total area of twelve (12) square feet, appertaining to the prospective sale or lease of the premises on which such signs may be located.

- 4—Directional signs, not exceeding one and one-half (1½) square feet in area.

- 5—Business signs in connection with the operation of a parking facility, as required by other ordinances of the City of Pittsburgh, not exceeding a total area of eight (8) square feet.

- 6—In "S" Districts:

A—In connection with a drive-in theater, one (1) identification sign and one (1) business sign facing each street, not exceeding a total of eighty (80) square feet in area for each street. (See Section 2801-1-A-(6).)

B—In connection with a tourist court, one (1) identification sign and one (1) business sign facing each street, each sign not exceeding forty (40) square feet in area nor a height of fifteen (15) feet above the surface of the street or highway on which the sign or signs face. (See Section 2801-1-A-(23).)

- 7—In "S," "R1-A," "R-1" and "R2" Districts:

In connection with a main use other than a one-family or two-family dwelling, one (1) unlighted identification sign, not exceeding twelve (12) square feet in area, attached to and parallel with the street wall of the building.

- 8—In "S," "R4," "R4-H," "R5," "R5-H" and "I" Districts:

In connection with uses auxiliary to a hospital, identification signs attached to the wall of a building, not exceeding a total of eight (8) square feet in area for each business activity.

- 9—In "R3," "R3-H," "R4," "R4-H," "R5," "R5-H" and "I" Districts:

One (1) identification sign, not exceeding twelve (12) square feet in area for each conforming multiple-

family dwelling having four (4) or more dwelling units, and for each conforming main building other than a dwelling or rooming house.

10—In "R4," "R4-H," "R5" and "R5-H" Districts:

One (1) identification sign, not exceeding three (3) square feet in area for a rooming house.

11—All signs in "S," "R" or "I" Districts shall be non-flashing and non-animated; those that are not attached to the wall of a building shall be set back at least fifteen (15) feet from any lot line; no sign shall be on the roof of a building, and, no sign attached to the wall of a building shall extend above the roof line, or project horizontally more than twelve (12) inches therefrom.

Section 2502. In "C1," "C2" and "M1" Districts, the following signs shall be permitted:

1—Real estate and directional signs, same as prescribed in "S," "R" and "I" Districts.

2—Business sign or identification sign (excluding a flashing or animated illuminated sign) limited in area to one (1) square foot for every two (2) lineal feet of frontage occupied, but not exceeding sixty (60) square feet in area, located only in yards abutting streets one (1) to each street frontage, erected to a height not less than ten (10) feet or more than twenty (20) feet above the ground, and not projecting more than twelve (12) inches into a public street or way.

3—One (1) business sign or identification sign (excluding a flashing or animated illuminated sign) limited in area to two (2) square feet for each lineal foot of frontage occupied, but not exceeding one hundred (100) square feet in area, provided it shall pertain only to a use conducted within the building, shall be attached to a main wall of the building, project horizontally not more than twelve (12) inches therefrom and shall face the street which is the principal access to the building or may be similarly affixed to a side wall which abuts a parking area or which faces

a side street if the entire sign is within fifty (50) feet of the principal access street. In no case shall a sign project above the roof line.

4—Signs on and identifying the pumps of an automobile and gasoline service station.

Section 2503. In "C3," "C4," "C5," "M2," "M3" and "M4" Districts, the following signs shall be permitted:

1—Real estate signs, directional signs and signs for those non-residential buildings that are similar to the non-residential buildings permitted in the "R5" Districts, with regulations the same as prescribed for signs in the "R" Districts.

2—Business signs or identification signs, provided that when a sign is attached to the wall of a building, it shall not project more than twelve (12) inches over a public street or way; when not so attached, it shall not project into a public street or way.

3—Advertising sign, provided it shall be located so as to:

A—Not project more than twelve (12) inches into a public street or way, nor extend more than thirty (30) inches above the roof line or parapet wall, whichever is higher, of any building to which it may be attached.

B—Be on a zoning lot not abutting or on a zoning lot not opposite a frontage in, an "R" or "I" District, unless the advertising surface is not visible from the "R" or "I" District.

C—Be no nearer than three hundred (300) feet to any property in an "R" or "I" District, when involving display of motion, rotation, flashing or intermittent lights if the face of the sign is visible from the "R" or "I" Districts.

D—Be no nearer than three hundred (300) feet to any public park of one-fourth ( $\frac{1}{4}$ ) acre or more, or any cultural and/or recreational center owned and operated by a public authority if the face of the sign is visible therefrom.

E—Be no nearer than three hundred and fifty (350) feet to a center line of a restricted access highway or the center line of any interchange ramps thereof if the face of the sign is visible from said restricted access highway or ramps thereof.

F—Be located with respect to the center line of a restricted access highway or ramps thereof which lies in whole or in part outside the City boundary line, the same as prescribed under item E above, whenever: (a)—said center line is not more than three hundred and fifty (350) feet from said boundary line; and (b) the intervening political subdivision has similar protective sign regulations.

Section 2504. General provisions regulating signs shall be as follows:

1—In the case of a sign on the roof of a building, the lettered, pictorial or sculptured matter designed to convey information shall not exceed a vertical measurement of twenty (20) feet.

2—In the case of business and advertising signs attached to a wall of a building, when the exposed portion of the wall has an area of

A—Fifteen hundred (1500) square feet or more, the total square foot area of signs shall not exceed twenty-five (25) percent of the area of said exposed portion of wall.

B—Less than fifteen hundred (1500) square feet and more than three hundred and seventy-five (375) square feet, the provisions of A above shall apply if there is more than one (1) sign, but a single sign shall be permitted not exceeding three hundred and seventy-five (375) square feet in area.

C—Three hundred and seventy-five (375) square feet or less, the provisions of A above shall apply if there is more than one (1) sign, but a single sign shall be permitted not exceeding the size of said exposed portion of wall.

3—In the case of a sign not attached to the wall of a building, the lettered, pictorial or sculptured matter designed to convey information shall not exceed a total vertical measurement of twenty (20) feet.

4—Where a sign is permitted by any provision of this article, it shall be construed to permit a double-face sign. Each face of a double-face sign may equal the maximum size for the particular type of sign permitted in this article.

5—The requirements of this article shall not be held to prohibit the erection of a marquee or canopy, provided it bears no sign other than an identification sign (non-flashing and non-animated) which does not project above or below the marquee or canopy, or project more than four (4) inches horizontally from the surface of said marquee or canopy.

6—No occupancy permit is required for a sign meeting the requirements of this ordinance which does not exceed three (3) square feet in area. (See Section 3002-1-B.)

7—Any advertising sign erected after the effective date of Ordinance No. 307, approved August 9, 1957, or after the effective date of this ordinance, shall be removed by the owner thereof, at his expense, within thirty (30) days after the affected portion of any highway became or was designated a Restricted Access Highway in accordance with the provisions of the said Ordinance No. 307, approved August 9, 1957, or in accordance with the provisions of this ordinance, and has been officially opened for public use, if the sign is within three hundred and fifty (350) feet of the center line of such highway or the interchange ramps thereof and the face of the sign is visible therefrom. (See Section 3002-1-B for requirement of notation on permit.)

#### ARTICLE 26

##### AUTOMOBILE PARKING AND OFF-STREET LOADING

Section 2601—AUTOMOBILE PARKING SPACE. There shall be provided, at the time of the erection of any main struc-

ture or at the time any main structure is enlarged or increased in capacity, minimum off-street automobile parking space including required number of parking stalls plus not less than twenty-five (25) percent in total area for adequate provision of ingress, egress and general circulation. Such provisions shall be made in all districts for each separate use, as follows:

**Use and Number of Parking Stalls Required†**

†Wherever the unit of measurement (number of dwelling units or seats, or square foot area, or number of employees, etc.) is any fraction of the unit number specified in relation to the number of parking stalls to be provided, said fraction shall be considered as being the next unit number—for example a church sanctuary or school auditorium of more than ten (10) but less than twenty-one (21) seats shall be required to provide two (2) parking stalls.

**Dwelling—**

One (1) parking stall for each dwelling unit.

**Apartment Hotel; Residential Club—**

One (1) parking stall for each dwelling unit; one (1) parking stall for every suite for the first twenty (20), and one (1) for every two (2) suites in excess of twenty (20).

**Church, Cathedral or Temple; School—**

One (1) parking stall for every ten (10) seats provided in the sanctuary or principal place of worship, or in the school auditorium.

**Day Nursery; Kindergarten;**

**Institutional Home—**

One (1) parking stall for every five (5) employees engaged at any one (1) time.

**Funeral Home or Mortuary—**

Four (4) parking stalls for each chapel.

**General Auditorium; Theater; Stadium, and other similar place of assembly other than High School Athletic Field—**

One (1) parking stall for every five (5) seats provided.

**Golf Course—**

One (1) parking stall for every eight hundred (800) square feet of floor area of club house.

**High School Athletic Field—**

One (1) parking stall for every two hundred and fifty (250) seats provided.

**Hospital (other than animal hospital)—**

One (1) parking stall for each six hundred (600) square feet of floor area.

**Hotel; Rooming House; Boarding House; Fraternity or Sorority; Nurses' Home when located other than on same zoning lot or tract with a hospital or sanitarium—**

One (1) parking stall for each dwelling unit; one (1) parking stall for every two (2) suites for the first twenty (20), and one (1) for every four (4) suites in excess of twenty (20).

**Nursing Home when located other than on same zoning lot or tract with a hospital or sanitarium—**

One (1) parking stall for every four (4) suites for the first twenty (20), and one (1) for every eight (8) suites in excess of twenty (20).

**Educational, Philanthropic or Religious Institution; Library; Museum; Research Building; Art Gallery; Clinic; Medical Center Group Building—**

One (1) parking stall for every eight hundred (800) square feet of floor area.

**Swimming Pool exceeding five thousand (5000) square feet of water surface—**

One (1) parking stall for every one hundred and twenty-five (125) square feet of water surface.

**Retail Store, primarily for the sale of food, with over ten thousand (10,000) square feet of floor area, and self-service facilities, and more than four (4) check-out booths—**

One (1) parking stall for every one hundred (100) square feet of floor area over twenty-four hundred (2400) square feet.

**Restaurant; Skating Rink; Dance or Assembly Hall—**

One (1) parking stall for every one hundred and twenty-five (125) square feet of floor area over twenty-four hundred (2400) square feet.

**Retail Business (other than specified above)—**

One (1) parking stall for every two hundred and sixty (260) square feet of floor area over twenty-four hundred (2400) square feet.

**Bowling Alley—**

Four (4) parking stalls for each alley.  
Bank; Professional or Business Office—  
One (1) parking stall for every five hundred (500) square feet of floor area over twenty-four hundred (2400) square feet.

**Radio and Television Broadcasting Station—**

One (1) parking stall for every eight hundred (800) square feet of floor area exclusive of studios, auditoriums and other rooms for performances with public admittance; and one (1) parking stall for every five (5) seats provided in studios, auditoriums and other rooms for performances with public admittance.

**Wholesale Business—**

One (1) parking stall for every one thousand (1000) square feet of floor area over twenty-four hundred (2400) square feet.

**Automobile Sales Establishment; Flower or Plant Nursery; Landscape Gardener's Business—**

One (1) parking stall for every one thousand (1000) square feet of business lot area.

**Landing Area for Helicopter, Autogiro or Lighter-than-Air Craft—**

One (1) parking stall for every one thousand (1000) square feet of operational area.

**Bus or Railroad Passenger Terminal—**

One (1) parking stall for every five hundred (500) square feet of floor area.

**Tourist Court—**

One (1) parking stall for each living or sleeping unit.

**Telephone Exchange Building—**

One (1) parking stall for every two thousand (2000) square feet of floor area (exclusive of the basement) used to house telephone equipment; plus one (1) parking stall for every three hundred (300) square feet of floor area used for public business facilities.

Any use permitted in a "C" District, other than:

- a. Those with requirements specifically listed above—  
One (1) parking stall for every five

hundred (500) square feet of floor area over twenty-four hundred (2400) square feet.

- b. Automobile and gasoline service station.
- c. Automobile repair shop.
- d. Community garage.
- e. Limited Light Industrial uses.
- f. Major garage.
- g. Mass transportation company shelter or comfort station.
- h. Park
- i. Playground.
- j. Public utility structure.
- k. Storage warehouse.
- l. Temporary building.

Any use permitted in an "M" District, other than:

- a. Those with requirements specifically listed above—
- b. Temporary building—  
One (1) parking stall for every five (5) of the total number of employees engaged during the daylight shift (or "turn") of plant or business operation.

Where two (2) or more uses or separate establishments are located within the same structure, parking space shall be provided for each use or separate establishment according to the above requirements except that when applicable, only one (1) exemption of twenty-four hundred (2400) square feet of floor area shall be taken for the entire structure.

For the purpose of this ordinance, "Floor Area" in the case of offices, merchandising or service types of uses shall mean the gross floor area used or intended to be used for service to the people as customers, patrons, clients or patients, or as tenants, including areas occupied by fixtures and equipment used for display or sale of merchandise.

It shall not mean floors or parts of floors used principally for non-public purposes, such as the storage, incidental repair, processing or packaging of mer-



chandise, for show windows, or for offices incidental to the management or maintenance of stores or buildings when these areas are in separate rooms from the main use of the building. Floors or parts of floors used principally for toilet or rest rooms or for utilities or for fitting rooms, dressing rooms and alteration rooms shall also be excluded from the definition of "Floor Area" for the purpose of this ordinance.

In stadia, sports arenas, churches and other places of assembly in which patrons or spectators occupy benches, pews or other similar seating facilities, each twenty (20) inches of such seating facilities shall be counted as one (1) seat for the purpose of determining requirements for automobile parking facilities under this ordinance.

The requirements enumerated above shall be increased twenty (20) percent for any use located in a "C2" or "M1" District. (For modification of these requirements see Board of Adjustment, Section 2903-3-D-(3).)

The requirements enumerated above shall be decreased as follows for uses located in districts, or portions thereof, designated on the Zoning District Map as "PARKING EXEMPT AREAS":

Parking Exempt Area—Decrease in parking requirement—

"Downtown"—

Any use—one hundred (100) percent.

"East Liberty"—

Any use, other than a dwelling or rooming house—fifty (50) percent.

"North Side"—

Any use other than a dwelling or rooming house—fifty (50) per cent.

"Oakland"—

Any use other than a dwelling or rooming house—twenty-five (25) percent.

Section 2602—PARKING FACILITY TYPE—Automobile parking space as required in Section 2601 above may be provided according to district and facility as follows:

1—In "S" and "R" Districts; in a minor garage or minor parking area, or when the parking spaces required herein cannot be accommodated on the same

zoning lot with the main structure, may (when permitted by the Board—see Section 2903-3-D-(2).) be provided in a community garage or community parking area or major garage or major parking area located as otherwise prescribed in this article and not more than one thousand (1000) feet from the use it is proposed to serve;

2—In the "I," "C" and "M" Districts; in a minor garage or minor parking area, or (when permitted by the Board—see Section 2903-3-D-(2)) in a community garage or community parking area or Major garage or major parking area located as otherwise prescribed in this article and not more than one thousand (1000) feet from the use it is proposed to serve.

Section 2603—LOCATION AND REGULATION OF PARKING FACILITIES—Automobile parking space and facilities may be located as follows and shall conform with the regulations applicable in the district in which they are located except as otherwise prescribed herein.

1—In any district:

A—Attached minor garage—in or attached to the main structure and subject to the same yard regulations, except that when in an "S," "R" or "I" District, if unenclosed, no portion of such garage shall be within ten (10) feet of any lot line.

B—Detached enclosed minor garage or minor parking area—within the buildable area of the lot and not closer to the main building than eight (8) feet. (For exception permitting such garage or parking area within a required rear yard, see Section 2803-1. For exception permitting such parking area to occupy certain required yard space in "R3-H," "R4-H," "R5-H" and "I" Districts, see Section 2803-7.)

2—In any district except "R1-A":

A—Detached unenclosed minor garage (sometimes called carport) — within the buildable area of the lot and when in an "R" District, not closer to a lot line than ten (10) feet. (For exception permitting said garage within five

(5) feet of a side lot line in an "R" District other than "R1-A," see Section 2803-2.)

**B—Community garage**—permitted as a use exception by the Administrator as prescribed in Section 2801-2-A-(3), subject to the following provisions:

- (1) the garage shall be limited in use, according to district location as follows:
- (a) when in an "S" or "R" District, used exclusively by residents of the neighborhood for the parking of non-commercial automobiles,
- (b) when in a "C" or "M" District, used exclusively by persons engaged in conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, except as otherwise may be permitted by the Board in connection with a Special Exception for dual use of the garage. (See Section 2903-3-D-(4).)
- (2) When in an "S," "R" or "I" District, the garage shall be located within the buildable area of the lot, not closer to a street than fifty (50) feet, and/or may occupy not more than one-third (1/3) of the area of the required rear yard, in which instance it shall be located in the rear corner of the lot not closer than two (2) feet to the rear and side lot lines;
- (3) When in a "C" or "M" District, the garage shall be located within the buildable area of the lot, and not closer to a street than twenty (20) feet;
- (4) A permit shall not issue unless there are filed with the application for permit, the written consents of the owners, in interest according to lot area and number, of sixty (60) percent of all the property in an "R" or "I" Dis-

trict within two hundred (200) feet of the proposed structure and not separated therefrom by more than one (1) street forty (40) feet or more in width. In computing the percentage of consents required under this provision, so much property as is already used for community garages or community parking areas or major garages or major parking areas shall be counted as consenting. Property owned by the applicant and any property containing a nonconforming use subject to regulation under Section 2703 shall not be included in such consent area. (See Section 2401-5.)

**C—Community parking area**—permitted as a use exception by the Administrator as prescribed in Section 2801-2-A-(3), subject to the following provisions:

- (1) The parking area shall be limited in use, according to district location as follows:
- (a) when in an "S" District, used exclusively for the parking of non-commercial automobiles to supply parking needs for uses permitted in the "S" District or for residents of the neighborhood;
- (b) when in an "R" District, used exclusively by residents of the neighborhood for the parking of non-commercial automobiles;
- (c) when in a "C" or "M" District used exclusively by persons engaged in conduct of establishments in the immediate vicinity of its location, or those for whom such establishments are conducted, except as otherwise may be permitted by the Board in connection with a Special Exception for dual use of the parking area (see Section 2903-3-D-(4).);
- (2) The paved area for parking shall be located within the buildable area of the lot, and

shall extend not nearer than twenty (20) feet to an intersecting or intercepting street;

- (3) Ingress and egress between the parking area and the adjoining street shall have the approval of the Department of Public Safety and the Department of Public Works;
- (4) The parking area shall be improved as prescribed in Section 2606;
- (5) A permit shall not issue unless:
  - (a) the parking area is on a lot designated as a community parking area in a plan of land subdivision approved by the Commission; or
  - (b) there are filed with the application for permit, the written consents of the owners, in interest according to lot area and number, of sixty (60) percent of all property in an "R" or "I" District within two hundred (200) feet of the proposed parking area and not separated therefrom by more than one (1) street forty (40) feet or more in width. In computing the percentage of consents required under this provision, so much property as is already used for community garages or community parking areas or major garages or major parking areas shall be counted as consenting. Property owned by the applicant and any property containing a nonconforming use subject to regulation under Section 2703 shall not be included in such consent area. (See Section 2401-5).

3—In "I," "C" and "M" Districts, except "C1":

A—Major garage not including a garage for mass transit passenger vehicles in "I," "C" or "M1" Districts, permitted as a use exception by the Administrator as prescribed in Section 2801-2-A(9), subject to the following provisions:

- (1) Only minor repairs shall be permitted in the "I" District; but general repairs other than body and fender repairs shall be permitted in the "C" Districts, and all general repairs shall be permitted in the "M" Districts;
- (2) All equipment and repair facilities shall be located within the structure and not nearer property in an "R" or "I" District than sixty (60) feet; except that the location of minor repair facilities shall not be limited with respect to proximity to an "I" District;
- (3) The garage shall be located not less than twenty (20) feet from an intersecting or intercepting street;
- (4) The Administrator shall request a report and recommendation from the Commission as to the relationship of the facility to access streets;
- (5) A permit shall not issue unless there are filed with the application for permit, the written consents of the owners in interest according to lot area and number, of sixty (60) percent of all property in an "R" or "I" District within two hundred (200) feet, and in a "C" District within one hundred (100) feet of the proposed structure and not separated therefrom by more than one (1) street forty (40) feet or more in width. In computing the percentage of consents required under this provision, so much property as is used for community garages or community parking areas or major garages or major parking areas shall be counted as consenting. Property owned by the applicant and any property containing a nonconforming use subject to regulation under Section 2703 shall not be included in such consent area. (See Section 2401-5.)

B—Major parking area not including a parking area for mass transit vehicles in the "I" and "C" Districts, permitted as a use exception by the Administrator as prescribed in Section 2801-2-A-(93, subject to the following provisions:

- (1) The paved area for parking shall be located within the buildable area of the lot, but no closer to a lot line not abutting a street than five (5) feet;
- (2) The paved area for parking shall extend not nearer than twenty (20) feet to an intersecting or intercepting street;
- (3) Ingress and egress between the parking area and the adjoining street shall have the approval of the Department of Public Safety and the Department of Public Works;
- (4) The Administrator shall request a report and recommendation from the Commission as to the relationship of the facility to access streets;
- (5) The parking area shall be improved as prescribed in Section 2606;
- (6) A permit shall not issue unless there are filed with the application for permit, the written consents of the owners, in interest according to lot area and number, of sixty (60) percent of all property in an "R" or "I" District within two hundred (200) feet of the proposed parking area and not separated therefrom by more than one (1) street forty (40) feet or more in width. In computing the percentage of consents required under this provision, so much property as is already used for community garages or community park-link areas or major garages or major parking areas, shall be counted as consenting. Property owned by the applicant and any property containing a nonconforming use subject

to regulation under Section 2703 shall not be included in such consent area. (See Section 2401-5.)

4—In "C1," "C2" and "M1" Districts:

A—Minor parking area, located in any yard or yards abutting a street, permitted as an area exception by the Administrator as prescribed in Section 2803-6, subject to the following provisions:

- (1) The portion of frontage proposed to be used shall exceed one hundred (100) feet in length;
- (2) The parking area shall not extend nearer than twenty (20) feet to an intersecting or intercepting street;
- (3) Ingress and egress between the parking area and the adjoining street shall have the approval of the Department of Public Safety and the Department of Public Works;
- (4) The enclosure fence required under Section 2606 shall be omitted, but a five (5) foot wide planted border and fence not less than four (4) feet high shall be constructed and maintained between the parking area and any abutting lot which is in an "R" or "I" District, so as to provide a visual screen between the concerned parking area and the abutting lot;
- (5) The parking area shall be improved as prescribed in Section 2606. (See Section 2401-5.)

5—In the "S" District:

A—Major garage for only mass transit and other public utility service vehicles:

- (1) Shall comply with the provisions of item 3-A above.

B—Major parking area for only mass transit and other public utility service vehicles:

- (1) Shall comply with the provisions of item 3-B above. (See Section 2401-5.)

6—In "R" Districts, other than "R1-A" and "R1":

A—Community parking area, to serve an abutting "C" District, may be permitted as a Conditional Use, as prescribed in Section 2801-1-A-(4), subject to the provisions therein specified. (See Section 240-1-5.)

7—In "C" Districts:

A—Minor parking area, occupying side or rear yards not abutting a street, permitted as an area excepting by the Administrator as prescribed in Section 2803-8, subject to the following:

- (1) When abutting zoning lot is used as a community parking area, a minor parking area in a "C" District may occupy side or rear yards not abutting a street, but shall extend no closer to a street or way than the buildable area of the lot, and no closer than fifteen (15) feet to any property in an "R" District not used as a community parking area. (See Section 2401-5.)

8—In "R4," "R4-H," "R5" and "R5-H" Districts:

A—Temporary community parking area for non-commercial automobiles—may be permitted as a Special Exception by the Board, as prescribed in Section 2903-3-A-(16), subject to the provisions therein specified. (See Section 2401-5.)

Section 2604 — PRIVATE PARKING FOR DWELLINGS. In any "R" District a minor garage or a minor parking area may have, in addition to the number of parking stalls required for the use for which such garage or parking area is accessory, one (1) parking stall for each fifteen hundred (1500) square feet of zoning lot area. Not more than the required number of parking stalls may be used by persons who are not occupants of such zoning lot, whether or not any additional stalls above the required number are provided.

Section 2605—PARKING SPECIAL EXCEPTIONS—BOARD OF ADJUSTMENT.

1—automobile parking space requirements may be modified by the Board where in the particular instance such modification will not be inconsistent with the purpose and intent of this ordinance, as prescribed in Section 2903-3-D-(1).

2—Required automobile parking space may be provided in a community garage or community parking area or major garage or major parking area within one thousand (1000) feet of the use proposed to be served, when permitted by the Board, as prescribed in Section 2903-3-D-(2).

3—The required number of parking stalls for a use in a "C2" or "M1" District, may be reduced by the Board to not less than the number required for the same use in any other district as prescribed in Section 2903-3-D-(3).

4—Use of the same parking stalls at different times, in either a minor garage or minor parking area, community garage or community parking area or major garage or major parking area in order to meet the parking requirements of two (2) or more principal uses other than dwellings, may be permitted by the Board as prescribed in Section 2903-3-D-(4).

Section 2606 — IMPROVEMENT OF PARKING AND SALES AREAS. Every parcel of land hereafter used (a) as a major parking area, (b) as an automobile and trailer sales area, (c) as a community parking area, or (d) as a minor parking area for parking of five (5) or more automobiles, shall be developed as follows:

- 1—Such area used for parking or sales shall be paved and maintained with an all-weather, dust-free surfacing of sufficient strength to carry load imposed; shall have appropriate wheel bumpers where needed for protection and shall be properly enclosed with an ornamental fence or wall or compact evergreen hedge, having a height not less than two (2) feet and not more than six and one-half (6½) feet. Such fence, wall or hedge shall be maintained in good condition and shall not be within the required front yard, the required side yard abutting the street side of a corner lot and the required rear yard abut-

ting the rear street of a through lot, for the district in which it is located. Such required front, side and rear yards shall be planted (except when the parking area is located in a yard abutting a street—see Section 2603-4) and properly maintained. (For "vision clearance" see Section 2403-8.) Where a major parking or automobile and trailer sales area abuts a lot in an "R" or "I" District, a six and one-half (6½) foot masonry wall shall be erected and maintained at least five (5) feet from such lot, and suitable landscaping shall be provided and maintained in the space between the parking or sales area and the adjoining property, provided, however, that such wall shall not extend into the required front yard (or rear yard in the case of a through lot) of the zoning lot on which it is located.

All lights used to illuminate such parking or sales area shall be so arranged as to reflect the light away from adjoining properties in an "R" District.

**SECTION 2607—OFF-STREET LOADING.** Every structure or part thereof, hereafter established, erected, enlarged or occupied for uses involving the receipt or distribution of material or merchandise shall have permanently maintained loading spaces within the structure or on the same zoning lot with the structure (see Section 2803-5), as follows:

Every department store, freight terminal or railroad yard, hospital or sanitarium, industrial plant, manufacturing establishment, retail establishment, storage warehouse or wholesale establishment, which has an aggregate gross floor area of twenty-four hundred (2400) square feet or more, arranged, intended or designed for such use shall provide loading spaces in accordance with the following table:

Square Feet of Aggregate Gross Floor Area Devoted to Such Use	No. of Loading Spaces Required
--	-----------------------------------

Over twenty-four hundred (2400) up to and including twenty thousand (20,000) -----	1
Over twenty thousand (20,000) up to and including fifty thousand (50,000) -----	2

Over fifty thousand (50,000) up to and including eighty thousand (80,000) -----	3
Over eighty thousand (80,000) up to and including one hundred and twenty thousand (120,000) -----	4
Over one hundred and twenty thousand (120,000) up to and in- cluding one hundred and sixty thousand (160,000) -----	5
Over one hundred and sixty thou- sand (160,000) up to and includ- ing two hundred thousand (200,- 000) -----	6
Over two hundred thousand (200,- 000) up to and including two hundred and forty-five thou- sand (245,000) -----	7
For each additional forty-five thousand (45,000) or fraction thereof -----	1

additional

Every apartment hotel, auditorium, convention hall, exhibition hall, funeral home, hotel, multiple-family dwelling other than a row dwelling, office building, restaurant, sports arena or philanthropic institution which has an aggregate gross floor area of twenty-four hundred (2400) square feet or more, arranged, intended or designed for such use, shall provide loading spaces in accordance with the following table:

Square Feet of Aggregate Gross Floor Area Devoted to Such Use:	No. of Loading Spaces Required
---	-----------------------------------

Over twenty-four hundred (2400) up to and including seventy-five thousand (75,000) -----	1
Over seventy-five thousand (75,- 000) up to and including two hundred thousand (200,000) --	2
Over two hundred thousand (200,- 000) up to and including three hundred and thirty thousand (330,000) -----	3
Over three hundred and thirty thousand (330,000) up to and including four hundred and eighty-five thousand (485,000) --	4
Over four hundred and eighty-five thousand (485,000) up to and in- cluding six hundred and fifty thousand (650,000) -----	5

Over six hundred and fifty thousand (650,000) up to and including eight hundred and fifteen thousand (815,000)-----	6
Over eight hundred and fifteen thousand (815,000) up to and including nine hundred and eighty thousand (980,000)-----	7
Over nine hundred and eighty thousand (980,000) up to and including one million, one hundred and fifty thousand (1,150,000) -----	8
For each additional one hundred and seventy-five thousand (175,000) or fraction thereof-----	1
	additional

Provided that where a use is not specifically mentioned, the requirements for loading facilities for a use which is so mentioned and to which said use is similar, shall apply.

#### Section 2608—OFF-STREET LOADING SPECIAL EXCEPTIONS—BOARD OF ADJUSTMENT.

- 1—The Board may authorize the issuance of a permit for the erection, alteration, enlargement or use of a structure or portion thereof, without, or with modified, loading space as required in Section 2607 of this article, provided the Board ascertains that the volume of vehicular service will not require compliance with the space provisions of said section and that the said volume will not cause undue interference with the public use of streets or ways, nor imperil public safety. (See Section 2903-3-E-(1).)
- 2—The collective provision and use of loading spaces may be permitted by the Board and the loading spaces may be not on the same zoning lot with the structure or use, provided it is within the same block and not more than five hundred (500) feet therefrom, and the spaces may be less in number than required if provided individually, as prescribed in Section 2903-3-E-(2).

Section 2609—CONTINUATION OF FACILITIES. Whenever an occupancy permit has been issued and the plans so approved contain automobile parking and loading space provisions, the subsequent

use of such property shall be conditional upon the continuance and availability of the parking and loading space provisions contained in such plans. Any other use of such property shall be a violation of this article. Should the owner or occupant of any structure, as to which an occupancy permit has been issued containing automobile parking or loading space requirements, so change the use to which such structure is put as to increase automobile parking or loading space requirements under this article, it shall be unlawful and a violation of this ordinance, to begin or maintain such altered use until such time as the increased automobile parking or loading provisions of this article are complied with and an amended certificate of occupancy obtained from the Administrator. Existing off-street parking and loading facilities provided at the effective date of this ordinance, and actually being used at that date for the parking of automobiles, or as loading space in connection with the operation of an existing structure or use, or off-street parking and loading facilities provided after the effective date of this ordinance for the parking of automobiles or as loading space in connection with the operation of a structure or use existing at the effective date of this ordinance, shall not be reduced to an amount less than required by this ordinance for a similar new structure or new use.

#### ARTICLE 27

#### NONCONFORMING SIGNS, USES AND STRUCTURES\*

SECTION 2701—NONCONFORMITY BY INITIAL AND LATER CLASSIFICATION OR AMENDMENT. The provisions of this article affecting the nonconforming signs, the nonconforming uses and the nonconforming structures cited herein and certain related nonconformities, shall apply under the provisions of this ordinance as enacted initially, and to the same kinds of nonconformities resulting from later change of district boundaries or reclassification of districts or by amendment of district regulations or by reason of the zoning or rezoning of areas annexed to the City.

Section 2702 — NONCONFORMING SIGNS. (See Article 25.) A nonconforming sign:

1—may be repaired or reconstructed, provided that no structural alterations shall be made which increase the area of the advertising matter;

2—may not be enlarged, added to or replaced by another nonconforming sign or by a nonconforming use or structure, except that the substitution or interchange of poster panels and painted boards on nonconforming signs shall be permitted.

A marquee or canopy shall be subject to the provisions of this article only when it bears advertising matter contrary to the provisions of Article 25.

Section 2703 — NONCONFORMING USES AND STRUCTURES SUBJECT TO SPECIAL REGULATION. The provisions in this section shall apply to nonconforming uses and structures other than those described in Section 2704.

#### 1—Nonconforming Use of Land.

A—Where no structure is on the land or where there is a structure incidental to the use of the land and a nonconforming use exists, the nonconforming use:

(1) may be continued, but may not be reinstated when such nonconforming use ceases or is changed to a conforming use, or where the land or the portion thereof so used is unoccupied for a continuous period of one (1) year or more;

(2) may not be enlarged in any way or be added to or changed to another nonconforming use.

B—Where a structure, used in conformity with this ordinance, occupies a portion of a lot and another portion of the lot is occupied by a nonconforming use not in a structure or with a structure incidental to such nonconforming use, the nonconforming use shall be subject to the provisions under item 1A above.

C—Where a structure not used in conformity with this ordinance occupies a portion of a lot, and another portion of the lot is occupied by a nonconforming use:

(1) integrated with and essentially a part of the use of the structure, said nonconforming use may be continued as long as the use of the structure is permitted to continue;

(2) not integrated with and essentially a part of the use of the structure, said nonconforming use shall be subject to the provisions under item 1A above.

#### 2—Nonconforming Use of Structures.

A—In a conforming structure, a nonconforming use:

(1) may be continued, but may not be reinstated when such nonconforming use ceases or is changed to a conforming use, or when the nonconforming use of the structure or portion thereof is discontinued for a continuous period of one (1) year or more;

(2) may not be enlarged in any way or be added to or changed to another nonconforming use.

B—In a nonconforming structure a nonconforming use may be continued; but if the nonconforming structure is changed to, or altered to be, or rebuilt as, a conforming structure, the use thereafter shall be in conformity with the provisions of this ordinance.

A nonconforming use in a nonconforming structure may be extended within the structure or may be changed to a conforming use or to another nonconforming use not more detrimental to the neighborhood as a Special Exception by the Board of Adjustment. (See Section 2903-3-A-(5).)

#### 3—Nonconforming Structures.

A—A nonconforming structure may be changed to conform with the regulations of the district in which it is located, and for occupancy by a use permitted in such district.



B—A nonconforming structure may be maintained, repaired or altered in internal arrangement, provided that no structural alterations shall be made except those that may be ordered by an authorized public officer for the safety and protection of the occupants or of the adjoining properties.

C—Except as provided in Item E of this section, a nonconforming structure may not be enlarged, added to, reconstructed or replaced by another nonconforming structure or nonconforming use, or by a nonconforming sign.

D—Restoration of Damaged Structures. A nonconforming structure or a nonconforming sign which is damaged or destroyed by fire or other casualty or act of God to the extent that the cost of restoration to the condition in which it was before the occurrence shall exceed fifty (50) percent of the cost of restoration of the entire structure new, may not be restored. In the event such damage or destruction is fifty (50) percent or less than the cost of restoration of the entire structure new, repairs or reconstruction may be made, provided that such restoration is started within one (1) year from the date of the partial destruction and is diligently prosecuted to completion. Where the nonconforming structure damaged or destroyed is an essential part of an activity carried on in a unit group building development, the percent of damage or destruction shall be based on the cost of restoration of the entire unit group building development.

E—A nonconforming structure designed and used for a public or non-profit use may be enlarged or reconstructed:

- (1) with the approval of Council as a Conditional Use, in those instances where the original establishment of such use in other districts is permitted only as a Conditional Use. or  
(See Section 2801-1-A-(27).);

(2) by authorization of the Board as a Special Exception in instances other than under (1) above. (See Section 2903-3-A-(8).)

F—A nonconforming structure may be moved to a different location on the same zoning lot by authorization of the Board of Adjustment. (See Section 2903-3-A-(12).)

#### Section 2704 — NONCONFORMING USES AND STRUCTURES NOT SUBJECT TO SPECIAL REGULATION.

1—A nonconforming use or a nonconforming structure which is located in a district where, under the use regulations or the use exception regulations, the particular use or structure is listed as permitted under certain qualifying conditions such as location and/or method of operation and/or approval by Council, or the Administrator or the Board, and which is nonconforming only because of failure to comply with these qualifying conditions, shall have the same rights and privileges of continuance, maintenance, enlargement and expansion that are permitted for a conforming use or a conforming structure in the district in which such nonconforming use or nonconforming structure is located.

2—Provision 1 above shall be interpreted so as to exempt from the special regulations pertaining to nonconforming uses and structures, among others, church, cathedral or temple, public utility facilities and installations, including telephone exchange buildings and railroad and other mass transportation uses and structures.

3—A nonconforming use or a nonconforming structure which is nonconforming only because of failure to provide required automobile parking and off-street loading space shall have all the rights of a conforming use or structure as noted in paragraph 1 above. This provision however, shall not be deemed to remove the obligation to provide required automobile parking and off-street loading space for the enlarged or changed portion of the use or structure at the time of such enlargement or change.

## ARTICLE 28

### EXCEPTIONS\*

Section 2801—USE EXCEPTIONS. The uses listed in this section are permitted in the districts hereinafter described, in conformity with: (a) the provisions prescribed hereunder; and (b) all other applicable provisions of this ordinance unless otherwise prescribed or excepted. The purpose of the exceptions allowed by this article is to provide for certain uses which cannot be adjusted to their environments with a maximum of mutual protection by a rigid application of the uniform district regulations of this ordinance.

1—Conditional Uses which are permitted upon approval by Council. The uses named in this category are in general those of a public or semi-public character, deemed to be essential and desirable for the general convenience and welfare, and because of the nature of the use and/or its relationship to the overall plan, require the exercise of planning judgment on location and site plan. Specific conditions to be met are listed as minimum requirements.

A—Location and specific requirements. The uses listed hereunder and the establishment or enlargement thereof may be permitted in the districts herein and previously designated, by Council, when the specific conditions for approval have been met, after a public hearing and recommendation of the Commission. -----

(1) Airport or aircraft landing area in the "S" District (see Section 2401-5):

- (a) Shall comply with recommendations of the Civil Aeronautics Administration;
- (b) Height, yard and other open space requirements shall be as approved by Council to prevent injury to, and afford future protection to, adjacent properties and interests as these may be affected.

(2) Atomic Reactors in "M3" and "M4" Districts:

- (a) It shall be demonstrated by qualified experts that such use

may be safely located on the concerned site and will not adversely affect existing or potential adjacent uses;

- (b) Suitable measures are to be taken for the disposal of waste without adversely affecting adjacent areas.

(3) Cemetery, including crematorium, in the "S" District:

- (a) Yard and open space requirements shall be as approved by Council to prevent injury to, and afford future protection to, adjacent properties and interests as these may be affected.

(4) Community parking area, to serve an abutting "C" District, in "R" Districts other than "R1-A" and "R1":

- (a) Shall be on a zoning lot abutting the "C" District where the use to be served is located;
  - (b) Shall have vehicular access only through the abutting "C" District, or by way of the same frontage wherein said "C" District is located;
  - (c) Side and rear yards not abutting a street shall be, but need not be more than, sufficient to place the buildable area of the lot fifteen (15) feet from any other property in an "R" District, not similarly so used;
  - (d) All required yards shall be planted and maintained, and shall contain such material and be arranged so as to provide an effective barrier against sound and light emanating from within the buildable area;
  - (e) In addition to "d" above, the parking area shall be improved as prescribed in Section 2606, and
  - (f) Safeguards shall be established with respect to sanitation and general safety and amenity.
- (5) Distribution center such as large wholesale outlet, warehousing, rail-

motor freight transfer and large supermarket, in connection with railroad freighting facilities, in "M3" and "M4" Districts:

- (a) The use shall be on land abutting upon or over a utilized right-of-way of an operating railroad company;
  - (b) The entire use shall be located within one thousand (1000) feet of the boundary line of a district other than "M";
  - (c) The use shall be so located that the penetration of non-industrial traffic (pedestrian and vehicular) into the industrial district will cause minimum friction with industrial usage, and
  - (d) Any portion of the property used for rail-motor freight transfer purposes shall conform with the same regulations as prescribed for a Motor Freight Terminal under item (17) below.
- (6) Drive-in theater in "S" and "C2" Districts (see Section 2401-5):
- (a) Shall have no direct entrance or exit on a national or state highway or a major traffic thoroughfare;
  - (b) Shall provide automobile storage facilities between the ticket gates and highway at the rate of thirty-five (35) percent of theater capacity; no other automobile parking facilities under the provisions of Article 26 shall be required;
  - (c) Shall have no structure other than an enclosure fence within fifty (50) feet of any site boundary line, and shall have the theater screen located not less than one hundred (100) feet from any national or state highway, major traffic thoroughfare or property in an "R" District and not facing such highway or property unless the face of the screen is not visible therefrom because of natural or artificial barriers;

(d) The height of the theater screen may be but shall not exceed a height of one hundred (100) feet;

(e) Shall have individual car sound speakers, but low-volume horns may supply sound to refreshment stands and other service areas, and

(f) May have accessory uses and structures incident to the theater operation (including refreshment stands and toilet facilities) provided they serve only the patrons while within the theater enclosure; and prior to final consideration of the site plan, the Commission shall secure the recommendation of the Department of Public Safety with respect to the location and character of entrances and exits and the probable effect upon traffic movement.

(7) Government uses and structures (federal, state or local) in any district: including uses and structures owned or operated by a public authority or the Board of Public Education, but excepting housing, major excavating or grading, filling and schools;

(a) Height, area, automobile parking and loading space requirements shall be those approved by Council in each instance.

(8) Hospital or sanitarium, or unit group building thereof (see Section 2401-5):

In "S," "R4," "R4-H," "R5" and "R5-H" Districts:

(a) The buildable area of the lot shall be not nearer than forty (40) feet to any lot line which is not a street line;

(b) Each of these dimensions shall be increased by one (1) foot for each foot of the height of the building or buildings above the third story;

(c) The height of structures may be but shall not exceed the height of inward-sloping

planes beginning at the side and rear lot lines at curb level and having a rise of one (1) foot for each foot of horizontal dimension;

- (d) The total bulk of building or buildings upon the zoning lot shall not exceed the cubical contents of a prism having a base equal to the buildable area of the lot and a height of eighty-five (85) feet, and
- (e) Automobile parking when not within a building, shall be permitted only at the sides and rear of the zoning lot, and may encroach on side and rear yards not abutting a street but not closer to a lot line than fifteen (15) feet and shall be screened from adjoining property by a landscaped border with plantings, and a fence not less than six and one-half (6½) feet in height.

In the "I" District:

- (a) Shall conform with provisions prescribed for the use in "S," "R4," "R4-H," and "R5" and "R5-H" Districts above, and
- (b) Any structure exceeding three (3) stories or forty-five (45) feet in height shall be not less than two hundred (200) feet from any property in an "R1-A" or "R1" District and one hundred (100) feet from any property in an "R2" District.
- (9) Housing project, large-scale neighborhood, not including any project otherwise complying with all other provisions of this ordinance, in "R2," "R3," "R3-H," "R4" and "R4-H" Districts:
  - (a) Shall be on a tract of not less than thirty (30) acres, of which not less than twelve (12) buildable acres are to be used for dwellings;
  - (b) The provisions of all other regulations of this ordinance applicable to the district shall apply to a depth of not less

than one hundred (100) feet within the tract around the borders thereof;

- (c) The height of buildings within the tract, exclusive of the land specified in "b" above, shall be as approved by Council;
- (d) The area requirements for that portion of the tract exclusive of the land specified in "b" above, may be that of the type of dwelling requiring the least lot area under the other applicable "AREA" regulations of the district, and for purposes of this determination, that portion of the tract shall be considered as a single zoning lot and the buildings thereon considered as unit group buildings. Where any portion of land around the borders is to be kept free of building development, such land may be included as a part of said single zoning lot, and
- (e) The minimum distances between the main buildings of the project within the tract, exclusive of the area specified in "b" above, shall be as follows:
  - 1—Front-to-front or front-to-rear or rear-to-rear, two (2) times the height of the buildings, or if the buildings are of different heights, two (2) times the height of the taller building but not less than seventy (70) feet;
  - 2—Side-to-side, one-half (½) the height of the buildings, or if the buildings are of different heights, one-half (½) the height of the taller building but not less than twenty (20) feet;
  - 3—Front-to-side or rear-to-side, equal to the height of the buildings, or if the buildings are of different heights, equal to the height of the taller building but not less than fifty (50) feet.

- (10) Institution, educational or philanthropic, or unit group building thereof:

In "R3," "R3-H," "R4," "R4-H," "R5," "R5-H," "C3" and "C4" Districts:

- (a) Shall conform with same regulations as prescribed for a hospital or sanitarium in "S," "R4," "R4-H," "R5" and "R5-H" Districts under item (8) above, and
- (b) On playgrounds, open-type fencing of heights suited to the activities enclosed may be erected, but not closer to a street line than the buildable area of lots adjoining.

In the "I" District:

- (a) Shall conform with same regulations as prescribed for a hospital or sanitarium in the "I" District under item (8) above, and
- (b) On playgrounds, open-type fencing of heights suited to the activities enclosed may be erected, but not closer to a street line than the buildable area of lots adjoining.

- (11) Institution, religious or unit group building thereof in an "R4," "R4-H," "R5" and "R5-H" Districts (see Section 2401-5):

- (a) Not more than twenty-five (25) percent of the gross floor area may be devoted to administrative and/or clerical space;
- (b) The height of main buildings may be but shall not exceed the heights of intersecting and inward-sloping planes, beginning at the rear lot line at curb level and rising two (2) feet for each one (1) foot of horizontal measurement, and beginning at the respective side lot lines at curb level, each rising one (1) foot for each one (1) foot of horizontal measurement; (For towers and spires exceeding the height limit, (see Section 2802-1.)

- (c) Side yards not adjoining a street shall be not less than thirty (30) feet in width;

- (d) When students, teachers or communicants are to be housed, the lot area, exclusive of that provided around main buildings not devoted to housing, shall be, in relation to the number of sleeping rooms, such as to permit no greater density than is permitted in any other type of dwelling facility in the district where the use is located, and—the minimum distance between main buildings devoted to such housing shall be as prescribed for a Large Scale Neighborhood Housing Project under item (9) above;

- (e) The minimum distance between main buildings in which there is no housing of students, teachers or communicants shall be equal to the height of the buildings, or if the buildings are of different heights, equal to the height of the taller buildings, and

- (f) On playgrounds, open-type fencing of heights suited to the activities enclosed may be erected, but not closer to a street line than the buildable area of lots adjoining.

- (12) Landing area for helicopter, autogiro or lighter-than-air craft in "C4," "C5," "M2," "M3" and "M4" Districts:

- (a) Shall have a landing and operational area not less in area and dimensions than the minimum that is or may be recommended by the Civil Aeronautics Administration;

- (b) Shall be located not closer than three hundred (300) feet to any property in an "R" or "I" District or school, playground or stadium or other place of outdoor assemblage, and

- (c) Shall have the landing and operational area not closer than fifty (50) feet to any street line.

(13) Major excavating, grading or filling and any proposed temporary or permanent construction and facilities incident to such operation in the "S" District:

(a) The operation shall be controlled in such a manner as to offer reasonable protection to the neighborhood against possible detrimental effects, taking into consideration the physical relationship to surrounding properties, and access to the site including any nearby residential streets that must be traversed in conveying material to and from the site, and

(b) The proposed use of any street for incidental trucking operations shall have the approval of the Department of Public Works and the Department of Public Safety.

(14) Mass transportation company right-of-way and trackage (except railroads) in "C" Districts (see Section 2401-5), including private off-street turn-around and layover areas for mass transit vehicles with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof:

(a) The areas shall be enclosed and improved as prescribed for Parking Areas in Section 2606.

(15) Medical building for certain uses auxiliary to a hospital or the location of such uses in a portion of a hospital building in "S," "R4," "R4-H," "R5," "R5-H" and "I" Districts:

(a) Shall conform with the same regulations as prescribed for a hospital or sanitarium under item (8) above;

(b) The uses shall be limited to the following, and only on the condition that such uses are auxiliary to said hospital: automobile parking facilities; barber shop; beauty parlor; drug store; flower shop; gift shop; medical offices, and restaurant (in connection with

which there is no serving of intoxicating beverages);

(c) If separate, the building shall be an adjunct to and located on property owned by the hospital, and separated from the main hospital building only by other property of said hospital, with or without street intervening;

(d) Direct entrance to any use other than parking facilities shall be only from inside the building, and

(e) There shall be no display of merchandise visible from outside the building.

(16) Medical center group building in the "I" District:

(a) Shall conform with same regulations as prescribed for a hospital or sanitarium in the "I" District under item (8) above.

(17) Motor freight terminal in "M3" and "M4" Districts (see Section 2401-5); for freight trucking companies and operators, including interchange and storage facilities.

(a) Every portion of the property used for terminal purposes shall be located not closer than one hundred (100) feet to any property in an "R" or "I" District;

(b) Access for motor-freight vehicles shall be by way of streets of adequate width as determined by the Commission;

(c) The site shall be fully enclosed with a barrier adequate to insure that no portion of a vehicle shall extend beyond the lot line;

(d) In addition to adequate area within the site for docking, manipulation and maneuver of motor-freight vehicles, a reservoir of parking area for motor-freight vehicles waiting to be loaded or unloaded, shall be provided at the rate of one (1) parking space sufficient to

- park a motor freight vehicle for every four (4) loading or unloading docks;
- (e) The site shall be designed in such a manner as to permit forward movement of all vehicles both upon entering and upon leaving the site, and
- (f) The number, location and width of entrances to and exists from the site shall be determined by the Commission after a recommendation thereon by the Department of Public Safety.
- (18) Public utility facilities and installations consisting of overhead power lines supported by metal towers, in "S," "R," "I," "C" and "M1" Districts:
- (a) Shall comply with the National Electrical Safety Code (C-2, 1956, Department of Commerce, 1940) to prevent injury to and afford future protection to adjacent properties and interests as these may be affected.
- (19) Railroad or other mass transportation right-of-way and trackage including railroad passenger station and private off-street turnaround and layover areas for mass transit vehicles, with accessory poles and overhead wires, signal or other operating devices, shelters and comfort stations incident to the use thereof, on "R" (other than "R1-A"), "I" and "M1" Districts (see Section 2401-5):
- (a) The areas shall be enclosed and improved as prescribed for **Parking Areas** in Section 2606.
- (20) Reconditioning or rehabilitation project, large-scale residential, including unit group building thereof, in "R" Districts:
- (a) Shall apply to reconditioning or rehabilitation of existing structures;
- (b) Shall involve one (1) or more full City blocks, and
- (c) The use and area requirements shall be those approved by Council provided the use shall be residential only. The maximum density permitted under the district area regulations, by treating each block as one (1) zoning lot, shall not be increased.
- (21) School, elementary, secondary or vocational, or unit group building thereof, including therewith senior-junior playground and athletic field center, and also including the housing of students, teachers and communicants, in "R" Districts other than "R1-A" (see Section 2401-5):
- (a) The height of main buildings may be, but shall not exceed three (3) stories;
- (b) Minimum yard requirements shall be: from depth—thirty (30) feet; rear depth—sixty (60) feet; side widths—forty (40) feet each; provided each of these dimensions shall be increased ten (10) feet for a three (3) story building;
- (c) The lot area and minimum distance between main buildings shall be as prescribed under item 11 above;
- (d) When the permitted recreation unit or units are combined with the school site as one (1) development, the recreational facilities and activities may be located partly in the side and rear yards but in no case closer than thirty (30) feet to a street line nor closer than ten (10) feet to interior side and rear lot lines, provided, however, that there shall be on site not less than fifty (50) square feet of space for active play for each child of the total pupil capacity of the school, and
- (e) On playgrounds, open-type fencing of heights suited to the activities enclosed may be erected, but not closer to a street line than the buildable area of lots adjoining.

(22) School, elementary, or unit group building thereof in "R1-A" Districts: including therewith a playground unit of the City's recreation system or a playground operated by public, school or church authorities, and also including the housing of students, teachers and communicants:

(a) Shall conform with same regulations as prescribed for an elementary school under item (21) above.

(23) Tourist court with accessory uses and structures incident thereto in "S" and "C2" Districts (see Section 2401-5):

(a) Shall be located on a national or state highway or on another highway that may be determined by the Commission to provide similar relationship to transient traffic;

(b) Each building shall be on a section of ground of not less than one thousand (1000) square feet in area for each living or sleeping unit in a one-story tourist court, or of not less than seven hundred and fifty (750) square feet in area for each living or sleeping unit in a two-story tourist court, designated on the plan as a building area;

(c) The minimum distances between the main buildings within the site area (tract) shall be as follows:

1—Front-to-front or front-to-rear or rear-to-rear, seventy (70) feet;

2—Side-to-side, twenty (20) feet;

3—Front-to-side or rear-to-side, fifty (50) feet;

(d) The buildable area of the lot shall be not closer than one hundred (100) feet to any lot line which is not a street line, or, one hundred and fifty (150) feet to a street line;

(e) Each living or sleeping unit shall have at least one hun-

dred and fifty (150) square feet of floor area;

(f) May have accessory uses and structures incident to the tourist court operation including: common dining facilities; swimming pools, tennis courts and similar recreational uses; except that in the "S" District there shall be no dancing or floor show or other live entertainment, or the serving of intoxicating beverages, and

(g) No guest shall occupy such accommodations of any tourist court for a consecutive period of more than one (1) month within any calendar year.

(24) Traller Park in "S" and "C2" Districts (see Section 2401-5):

(a) Shall be located so that some portion of the traller park is within three hundred and fifty (350) feet of a national or state highway;

(b) Each traller shall be parked in a section of ground of not less than two thousand (2000) square feet in area designated on the plan as the location for only one (1) automobile and one (1) traller;

(c) In addition to the requirement of (b) above, there shall be an overall site requirement of one thousand (1000) square feet per traller, for community facilities, including play space, utility rooms, parking and access roads;

(d) Each traller shall be parked not less than thirty (30) feet from any other traller or from a service building, and

(e) Shall comply with the provisions of any applicable health regulations.

(25) Transportation-passenger station depot, including railroad right-of-way, trackage and sidings, and parking areas for buses, in "C4," "C5" and "M2" Districts (see Section 2401-5):



- (a) The areas shall be enclosed and improved as provided for Parking Areas in Section 2606.
- (26) Unit group residential development in "R" Districts:
  - (a) There may be unit group building development on a zoning lot of not less than two (2) acres;
  - (b) The minimum distance between main buildings in such unit group development shall be such as to provide spacing equivalent to the minimum that would be provided by application of the yard requirements only, if each building were placed on a separate zoning lot, and
  - (c) The residential uses shall be limited to those permitted in the particular district.
- (27) Enlargement or reconstruction in any district of any of the Conditional Uses above listed that is public or non-profit, when such is a nonconforming use or nonconforming structure:
  - (a) The provisions for the original establishment of such use in the districts where permitted shall be complied with.

B—Authority of the Commission. In approving an application for a Conditional Use in the category the Commission shall have the power to recommend, and Council may impose, such conditions deemed necessary to protect the best interests of the neighborhood surrounding the proposed project and in accordance with the Master Plan adopted by the Commission and the Zoning District Map.

C—Procedure.

- (1) Applications: Form and Content. Written application for the approval of a Conditional Use shall be filed in the office of the Department upon forms supplied and prepared by the Department. When the application bearing the signatures of the owners of all the property within the concerned site

is filed with the Department, it shall contain or be accompanied by:

- (a) A site plan, and all the other pertinent data and information as prescribed by the Commission for that purpose so as to assure the fullest practicable presentation of the facts for the permanent record, and
- (b) A notarized statement by at least one (1) of the owners of property within the concerned site attesting to the truth and correctness of all facts and information presented with the application.
- (2) Notice and Public Hearing. Subsequent to the filing of an application for a Conditional Use, a public hearing shall be held by the Commission on said application. Notice of the time, place and purpose of such hearing shall be given at least fifteen (15) days prior thereto by the following methods:
  - (a) By at least ten (10) printed or typewritten handbills, posted by the Department in conspicuous places upon the concerned site and around the border and in the immediate neighborhood thereof;
  - (b) By mailing of notification to the owners, at their addresses available in the office of the Board of Property Assessment, Appeals and Review of Allegheny County, of all property within one hundred and fifty (150) feet of the concerned site;
  - (c) By mailing a notice thereof to every association of residents or owners who shall have registered an association name with the Commission for this purpose, and
  - (d) By mailing of notification to the official Secretary or Clerk of any other political subdivision that is within one hundred and fifty (150) feet of the concerned tract.
- (3) Action of Commission. The Commission shall make a report of its

findings and recommendations within ninety (90) days from the date of filing of the application and shall transmit a copy thereof to Council and to the applicant. Notification of such findings and recommendations shall be forwarded to interested parties when a written request therefor, in each particular case, has been filed with the Commission.

- (4) Action by Council. Not less than sixty (60) days after a report and recommendation upon a Conditional Use application has been received by Council from the Commission, Council may approve the proposed Conditional Use, provided that if the Commission has recommended against the granting of said use, such approval by Council shall require an affirmative vote of seven (7) members thereof. (See Section 3003-3.)
- (5) Fees. A fee shall be paid upon the filing of each application for a Conditional Use to defray the cost of processing. The amount of said fee shall be as fixed by Council.
- (6) Modification. Any modification of a Conditional Use, either by change in the site plan or by division of the site on the basis of ownership, shall be under the same procedure as above prescribed.

2—Uses which are permitted by the Administrator. The uses named in this category are those considered compatible in the districts indicated, provided certain conditions beyond those normally required for other uses in said districts are complied with.

A—Location and specific requirements. The uses listed hereunder and the establishment or enlargement thereof shall be permitted in the districts herein and previously designated, by the Administrator, when the prescribed conditions have been met, under the same procedure as is followed in securing an occupancy permit. (See Section 3002.)

- (1) Automobile and gasoline service station, when not within one hundred (100) feet of property in an "R" or "I" District (see Section 2401-5):

In "C2" and "M1" Districts:

- (a) Shall not have gasoline pumps closer than fifteen (15) feet to the line of any street;
- (b) Shall not, within thirty-five (35) feet of the line of any street, place any stand or rack or other paraphernalia, other than what is necessary for quick service to an automobile;
- (c) In addition to business signs located as permitted under Section 2502, may have a sign on and identifying the pumps;
- (d) Shall conduct such activities as car washing, waxing and polishing or greasing, only within an enclosed building, and

In "M2," "M3" and "M4" Districts:

- (a) shall not have gasoline pumps closer than fifteen (15) feet to the line of any street.

- (2) Automobile repair shop or facility (not including body and fender repairs) when necessary to supplement a principal use of the premises and completely housed within a main or accessory building, in "C2," "C3," "C4," "C5" and "M1" Districts (see Section 2401-5):

- (a) Such facility shall be not closer than thirty (30) feet to any street line or closer than sixty (60) feet to any lot in an "R" District;
- (b) Access to such facility shall not be provided from a principal commercial frontage where access from the rear is possible, and
- (c) The square foot area devoted to automobile repair shall not exceed one-third (1/3) of the total square foot area devoted to the entire use.

- (3) Community garage or community parking area in any district except "R1-A":

- (a) Shall comply with the provisions of Section 2603-2.

(4) Dwelling units, only in the second story of the building, in the "C1" District, having private entrances from the street each of which serves not more than two (2) such units:

(a) No dwelling unit shall receive its required light and ventilation from a type "A" court, and

(b) Within the building there may be not more than one (1) dwelling unit for each fifteen hundred (1500) square feet of space on the ground floor.

(5) Funeral home or mortuary in "R4," "R4-H," "R5" and "R5-H" Districts:

(a) The main building shall be located not nearer than one hundred (100) feet to property in an "R1-A," "R1," "R2" or "I" District;

(b) No crematory, receiving vault, preparation room or display of merchandise shall be visible from outside the main or accessory building;

(c) No loading or unloading of merchandise or bodies of deceased persons shall occur on public property;

(d) No parking or standing of motor vehicles appurtenant to the mortuary business shall occur on adjoining streets other than passenger automobiles when funeral processions are being organized, and

(e) A permit shall not issue unless there are filed with the application for permit, the written consents of the owners, in interest according to lot area and number, of sixty (60) percent of all property in an "R" or "I" District within two hundred (200) feet of the proposed structure and not separated therefrom by more than one (1) street forty (40) feet or more in width. In computing the percentage of consents required under this provision, so much property as is

already used for funeral homes or mortuaries shall be counted as consenting. Property owned by the applicant and any property containing a nonconforming use subject to regulation under Section 2703, shall not be included in such consent area.

(6) Home office of a doctor of medicine or minister of religion, as an accessory use, in "R1" and "R2" Districts:

(a) Such office shall be located in the dwelling unit which is the home of the practitioner;

(b) No assistant shall be employed, and no colleagues or associates shall share such offices;

(c) Except for a minister of religion, such office shall not be used for general professional practice but only for emergency consultation and treatment as an adjunct to a principal office elsewhere, and

(d) No sign shall be used other than an identification sign as permitted under Section 2501.

(7) Home office of a physician, dentist or minister of religion, as an accessory use, in "R3," "R3-H," "R4," "R4-H," "R5" and "R5-H" Districts:

(a) Shall comply with the provisions of item (6) above.

(8) Lodgers, as an accessory use, in "R" Districts other than "R1-A" and "R1":

(a) Shall not exceed two (2), in addition to one (1) family, in each dwelling unit.

(9) Major garage in "I," "C" or "M" Districts except "C1," not including a garage for mass transit passenger vehicles in "I," "C" or "M1" Districts; with only minor repairs permitted in the "I" District; and with general repairs permitted in "C" and "M" Districts:

(a) Shall comply with the provisions of Section 2603-3-A.

- (10) Major garage or major parking area for only mass transit and other public utility service vehicles in the "S" District:

(a) Shall comply with the provisions of Section 2603-5.

- (11) Major parking area, in "I," "C" or "M" Districts except "C1," not including parking area for mass transit vehicles in the "I" and "C" Districts:

(a) Shall comply with the provisions of Section 2603-3-B.

- (12) Manufacture, processing and/or storage of gas in its various forms, not in excess of quantities determined by the Department of Public Safety to be safe to adjacent properties, in "M3" or "M4" Districts:

(a) Shall not be permitted within three hundred (300) feet of any district other than "M3" or "M4," and

(b) Shall conform to the provisions of item (16) (b) below.

- (13) Newspaper publishing establishment, conducted within an enclosed building, in the "C5" District:

(a) The design of the building shall be such that on streets more than forty (40) feet wide, that portion used for other than the uses permitted under Section 1901, shall occupy not more than twenty (20) percent of the frontage wherein said building is located.

- (14) Office for industrial plant, in "M" Districts other than "M1," in conjunction with and on the same zoning lot with any industrial plant development permitted in the district in which such office use is located:

(a) The gross floor area of said office use shall not exceed fifty (50) percent of the area of the zoning lot.

- (15) One-family dwelling in the "S" District:

(a) Shall be located on a street meeting the requirements for "Permanent Improvement" as established by the Department of Public Works;

(b) The lot area shall be less than eight thousand (8000) square feet when public sewerage exists or is assured, to serve the property. When such sewerage is not available, the lot area shall be not less than one-half ( $\frac{1}{2}$ ) acre; and there shall be installed thereon sewage disposal facilities in conformity with the requirements of the local public health authorities, and

(c) The height shall not exceed two and one-half ( $2\frac{1}{2}$ ) stories.

- (16) Storage of explosives or inflammables, not in excess of that determined by the Administrator to be not hazardous, in "M" Districts:

(a) Shall not be permitted within three hundred (300) feet of any district other than "M," and

(b) Shall not be permitted within a distance determined by the Administrator as necessary to secure special protection to such public facilities as bridges, tunnels, highway interchanges, power stations, communication centers and the like.

- (17) The following ancillary commercial uses and uses accessory thereto, in "M2," "M3" and "M4" Districts, when conducted within an enclosed building not exceeding a height of three (3) stories or forty-five (45) feet, and when serving or intending to serve only the personal needs of those employed or doing business in said districts:

(a) Barber shop

(b) Beauty shop

(c) Beverages, retail or wholesale distribution of

(d) Club (non-residence)

(e) Restaurant — in connection with which there is no danc-

ing, floor show or other live entertainment.

- (18) The following limited light industrial uses when conducted within an enclosed building, and above the first floor, in the "C5" District, provided no explosive materials or processes are involved, and no smoke, fumes, odors, dust, noise, vibration or glaring light are noticeable outside the building:
- (a) Laboratories — experimental, photo or motion picture, film or testing;
  - (b) Manufacture of pottery and figurines or other similar ceramic products, using only previously pulverized clay and kilns fired only by electricity or gas;
  - (c) Manufacture of musical and small precision instruments, watches and clocks, toys, novelties, rubber and metal hand stamps, candy, and bakery products, and
  - (d) Printing, lithographing, type composition, ruling and binding establishments.
- (19) Warehouse, storage, conducted within an enclosed building, in the "C5" District:
- (a) The design of the building shall be in conformity with the provisions of item (13) (a) above;
  - (b) Shall not include storage of explosives or inflammables in excess of an amount determined by the Administrator to be safe; nor the storage of petroleum or petroleum by-products; rags, paper; metal; junk; garbage, offal or dead animals and the like, and
  - (c) Storage of explosives or inflammables shall not be permitted within three hundred (300) feet of any district other than "C5" or "M" and otherwise shall conform to the provisions of item (16) (b) above.
- (20) Accessory use and structure customarily incident to any of the

uses specified in this section and in Section 2903-3-A, located in the districts where the main use is permitted within the buildable area of the lot unless otherwise specified, not involving retail sales or advertising of sales on the premises, including those accessory uses and structures specifically enumerated under the above regulations and including automobile parking and loading space.

Section 2802—HEIGHT EXCEPTIONS. The following exceptions to the provisions of the "HEIGHT" sections of the district regulations shall be permitted by the Administrator, in the districts indicated, under the procedure followed in securing an occupancy permit (see Section 3002) subject to: (a) all other provisions of this ordinance unless otherwise prescribed hereunder, and (b) such other provisions as are prescribed hereunder.

1—Erection above the height limits of the district of church towers and spires; roof structures for the housing of elevators, stairways, tanks, ventilating fans or similar equipment required to operate and maintain the building; and fire or parapet walls, skylights, towers, steeples, flagpoles, chimneys, smokestacks, wireless masts, water tanks, silos or similar structures in any district where such uses or structures or parts thereof are permitted.

2—Increase in the permissible height of a main building other than a dwelling:

A—In the "I" and "C4" Districts provided:

(1) the building or increased height portion thereof above eight-five (85) feet shall be set back from the permitted building lines, at a ratio of at least one (1) foot for each four (4) feet of the increased height;

(2) the cubical contents of such building shall not exceed the cubical contents of a prism having a base equal to the buildable area of the zoning lot and a height of eighty-five (85) feet, and

- (3) additional stories may be added to the building at the rate of one (1) story for each additional nine (9) feet of height.

B—In the "C5" District, provided:

- (1) no portion of the building or structure (including its parapet, cornice, roof ridge or other solid element) shall penetrate an envelope over the zoning lot formed by inclined planes which rise from the center line of streets surrounding the block at the rate of one (1) foot horizontal to five (5) feet vertical from horizontal planes at curb level;
- (2) the cubical contents of such building shall not exceed the cubical contents of a prism having a base equal to the buildable area of the zoning lot and a height of two hundred and fifty (250) feet, and
- (3) additional stories may be added to the building at the rate of one (1) story for each additional nine (9) feet of height.

Section 2803—AREA EXCEPTIONS. The following exceptions to the provisions of the "AREA" sections of the district regulations shall be permitted by the Administrator, in the districts indicated, under the procedure followed in securing an occupancy permit (see Section 3002) subject to: (a) all other provisions of this ordinance unless otherwise prescribed hereunder, and (b) such other provisions as are prescribed hereunder.

1—Detached enclosed minor garage or minor parking area, located within a rear yard, in any district. A detached enclosed minor garage or a minor parking area may be located in the rear corner of a lot not closer to a street line than the buildable area of the lot, nor closer than two (2) feet to other rear and side lot lines, and shall not occupy more than one-third (1/3) of the area of the required rear yard.

2—Detached unenclosed minor garage located closer to a side lot line than ten (10) feet, in "R" Districts other than "R1-A." When the entire side

of a detached unenclosed minor garage (sometimes called carport) facing a side lot line is a wall, unbroken by openings glazed or unglazed, such garage may extend to within five (5) feet of said lot line, provided this exception will not result in the location of any portion of said garage within a required side yard.

3—Erection of a one-family dwelling on an accredited-zoning lot with waiver of lot area requirements and reduction in size of rear and side yards, in "R" Districts other than "R1-A" subject to the following:

A—A rear yard depth may be reduced so as to be one-half (1/2) the distance from the rear lot line to the front building line, when the depth of said lot is not great enough to allow the prescribed rear yard depth together with a dwelling structure twenty-five (25) feet deep.

B—Side yard widths of a corner lot may be reduced in conformity with the following tabulation on a lot having a width:

- (1) Within the range of thirty-three (33) to fifty-nine (59) feet, inclusive, in "R1" and "R2" Districts, or
- (2) Within the range of thirty-three (33) to fifty-four (54) feet, inclusive, in "R3," "R3-H," "R4," "R4-H," "R5" and "R5-H" Districts.

#### MINIMUM WIDTHS OF REQUIRED SIDE YARDS ON CORNER ACCREDITED-ZONING LOTS

By Descending Scale of Lot Widths  
Set at Nearest Exact Foot.

Lot Width	Yard Not Abutting Street	Yard Abutting Street
59	5	29
58	5	28
57	5	27
56	5	26
55	5	25
54	5	24
53	5	23
52	5	22

Lot Width	Yard Not Abutting Street	Yard Abutting Street
51 -----	5 -----	21
50 -----	5 -----	20
49 -----	5 -----	20
48 -----	5 -----	19
47 -----	5 -----	19
46 -----	5 -----	18
45 -----	5 -----	18
44 -----	4 -----	18
43 -----	4 -----	17
42 -----	4 -----	17
41 -----	4 -----	16
40 -----	4 -----	16
39 -----	4 -----	15
38 -----	4 -----	15
37 -----	3 -----	15
36 -----	3 -----	14
35 -----	3 -----	13
34 -----	3 -----	12
33 -----	3 -----	11

C—Side yard width of an interior lot may be reduced in conformity with the following tabulation on a lot having a width within the range of twenty-five (25) to thirty-four (34) feet, inclusive.

**MINIMUM WIDTHS OF REQUIRED SIDE YARDS, ON INTERIOR ACCREDITED-ZONING LOTS**

By Descending Scale of Lot Widths Set at Nearest Exact Foot.

Lot Width	Yards
34 -----	*9 & 5
33 -----	*8 & 5
32 -----	*8 & 4
31 -----	*8 & 4
30 -----	*8 & 3
29 -----	*7 & 3
28 -----	*6 & 3
27 -----	5 & 3
26 -----	4 & 3
25 -----	3 & 3

\*This dimension may be five (5) feet for a one-family dwelling not exceeding one and one-half (1½) stories or twenty (20) feet in height. When the Administrator determines that a driveway within a side yard is not necessary to provide vehicular

access to required automobile parking space on the lot, the required yard widths in the above table may be varied, provided neither side yard is less in width than the minimum according to lot width for one (1) yard, and the total width for both yards is not reduced.

(For reduction in side yard widths of an accredited-zoning lot less than thirty-three (33) feet in width for a corner lot or less than twenty-five (25) feet in width for an interior lot, see Board of Adjustment. Section 2903-3-C-(3).)

4—Front yard (or rear yard abutting street) reduction when adjoining properties have inadequate yards abutting the same street:

A—In "S," "R," "I," "C1," "C2" or "M1" Districts, when a zoning lot or an accredited-zoning lot is situated between two (2) lots having on each a main structure within twenty-five (25) feet of said zoning lot or accredited-zoning lot and closer to the same street than is permitted by the yard requirements of this ordinance, then the depth of front yard (or rear yard, as the case may be) on said zoning lot or accredited zoning lot, may be the average of the distances between said existing structures and the street. This provision shall not apply to yards for buildings exceeding two and one-half (2½) stories or thirty-five (35) feet in height in "R3-H" Districts, three (3) stories or forty-five (45) feet in height in "R4-H" Districts and nine (9) stories or eighty-five (85) feet in height in "R5-H" Districts.

B—In "C3," "C4," "C5," "M2," "M3" or "M4" Districts, when a zoning lot abuts a lot in an "R" or "I" District, having thereon a main structure, within twenty-five (25) feet of said zoning lot and closer to the street than is permitted by the yard requirements of this ordinance, then the depth of required front yard (or rear yard, as the case may be) on said zoning lot, may be the same as the distance between said existing structure and the street.

5—Loading space occupying a rear yard, in any district. A required loading space may occupy a required open rear yard or any part thereof, except in the case of a through lot.

6—Minor parking area located in any yard or yards abutting a street, in "C1," "C2" or "M1" Districts:

A—Shall comply with the provisions of Section 2603-4.

7—Minor parking area occupying required yard space in "R3-H," "R4-H," "R5-H," and "I" Districts.

A minor parking area in connection with structures which are listed below may occupy that portion of required yard which is in excess of that required for uses other than the following:

A—In an "R3-H" District, multiple-family dwelling exceeding two and one-half (2½) stories or thirty-five (35) feet in height.

B—In an "R4-H" District multiple-family dwelling exceeding three (3) stories or forty-five (45) feet in height.

C—In an "R5-H" District, multiple-family dwelling exceeding nine (9) stories or eighty-five (85) feet in height.

D—In an "I" District, any structure exceeding three (3) stories or forty-five (45) feet in height.

8—Minor parking area occupying side or rear yards not abutting a street, in "C" Districts:

A—Shall comply with the provisions of Section 2603-7.

9—Projection into, or location within, a yard of signs, in any district. Signs as prescribed in Article 25, unless otherwise limited thereunder, may extend or project or be located in required yards.

10—Projection into yards in any district except where otherwise noted hereunder:

A—A porte-cochere may be permitted over a driveway in a side yard, provided such structure is not more than one (1) story in height

and twenty (20) feet in length, and is entirely open on at least three (3) sides except for the necessary supporting columns and customary architectural features, and provided further that said structure shall be not nearer than five (5) feet to a side lot line.

B—Cornices, eaves, belt courses, sills, canopies or other similar architectural features (not including bay windows or vertical projections), may extend or project into a required side yard not more than two (2) inches for each one (1) foot of width of such side yard, and may extend or project into a required front or rear yard not more than thirty (30) inches. Chimneys also may project into a required front or side yard not more than one (1) foot provided the width of such side yard is not reduced to less than four (4) feet.

C—Open fire escapes may extend or project into any front or side or rear yard not more than four (4) feet.

D—Open balconies, not covered by a roof or canopy, which extend above the level of the first floor of the building, may be erected:

(1) In required rear yards other than on through lots provided such structures are not more than four (4) feet in depth and not closer to an abutting lot line than the required width of the side yard, and

(2) In any required yards abutting streets, provided such structures are not more than thirty (30) inches in depth.

E—Open structures such as porches, platforms or landing places which do not extend above the first floor of the building, having no wall more than thirty (30) inches high, and with no roof construction measuring more than four (4) feet from the under side of the supporting plate to the top of the roof, may be erected:

(1) In required front or rear yards, provided such struc-



tures are not more than eight (8) feet in depth and not nearer an abutting lot line than the required width of side yard, and

- (2) In required side yards abutting streets when the buildable area of the lot is not closer to the street than the buildable area of the abutting zoning lot on such street, provided that such structures are not more than eight (8) feet in depth.

The space beneath the projecting porch or platform may serve as part of an interior minor garage, provided no portion of the garage extends above the adjoining ground level or farther into the yard than the open porch or platform, and no garage doors open outward.

F—The following fences, landscape features and guard railings may be permitted provided such structures or features are not located so as to preclude complete access at all times about a main building; gates or other suitable openings at least two and one-half (2½) feet in width shall be deemed adequate for such access:

- (1) Open ornamental fences, hedges, landscape architectural features or guard railings around depressed ramps, in any yard, if maintained at a height of not more than three and one-half (3½) feet above the ground level adjacent thereto;
- (2) Railings not more than three and one-half (3½) feet in height constructed on any balcony, stairway, porch or landing platform;
- (3) Landscape features such as trees, shrubs or flowers, in any yard, provided they do not constitute a hedge effect contrary to the provisions of sub-item (1) above, or provided they do not conflict with the provisions of Section 2403-8;

- (4) In "S," "R" or "I" Districts, fences or lattice-work screens or walls not more than six and one-half (6½) feet in height, or hedges or thick growths of shrubs, maintained so as to not exceed said height, in any required side or rear yard, provided they do not extend closer to a street than the buildable area of the lot, and

- (5) In "C" or "M" Districts, screening walls and fences may be located in any required side or rear yard, except on corner lots or through lots where the yards abut streets.

11—Varying of side yard requirements for a one-family dwelling, exceeding one and one-half (1½) stories or twenty (20) feet in height, in "R" Districts other than "R1-A." When the Administrator determines that a driveway within a side yard is not necessary to provide vehicular access to required automobile parking space on the same zoning lot, the required side yard widths on an interior lot may be varied so that neither side yard is less than five (5) feet in width and the total width of both side yards is not less than fifteen (15) feet.

12—Waiver of requirements of lot area per dwelling unit or suite, in the "C5" District. A requirement of lot area per dwelling unit or suite need not be applied in the case of a hotel or an apartment hotel, provided there is compliance with the following:

A—Above the level of the third story, courts shall be similar in size to those prescribed in the "R5" District or a multiple-family dwelling exceeding three (3) stories in height, except that there shall be no type "A" court;

B—No windows of a dwelling unit or suite shall front toward a building wall or interior of lot line closer to such windows than sixty (60) feet;

C—The dwelling units or suites (exclusive of one (1) room suites)

shall contain not more than three (3) rooms each; two-thirds (2/3) of their total number shall contain not more than two (2) rooms each; and, further, ninety (90) percent of the total number of dwelling units and suites shall each have a gross floor area of not less than four hundred (400) square feet and not more than seven hundred and fifty (750) square feet, and none shall have less than three hundred and twenty-five (325) square feet;

D—The room count per dwelling unit or suite shall not include bath or kitchen facilities or enclosed floor space less than forty (40) square feet, and

E—The building shall front upon at least three (3) streets, one (1) not less than sixty (60) feet wide and none less than fifty (50) feet wide.

#### ARTICLE 29

##### BOARD OF ADJUSTMENT

Section 2901—CREATION AND MEMBERSHIP. A Board of Adjustment is hereby established. The Board shall consist of three (3) members, to be appointed by the Mayor with the approval of Council. One (1) member shall be a member of the Commission. One (1) member shall be designated to serve until the first day of January, One Thousand Nine Hundred and Fifty-Nine (1959), one (1) until the first day of January, One Thousand Nine Hundred and Sixty (1960) and one (1) until the first day of January, One Thousand Nine Hundred and Sixty-One (1961). Their successors shall be appointed at the expiration of their respective terms to serve three (3) years. An appointment shall similarly be made for the unexpired term of any member whose term becomes vacant.

Section 2902—FUNCTIONS. The functions of the Board shall be. (a) to review determinations made by the Administrator and to interpret the provisions of the ordinance where there is doubt of its meaning or application; (b) to make variances in application of the regulations in cases of practical difficulty and unnecessary hardship, and (c) to pass upon Special Exceptions.

Section 2903—POWERS. The Board shall have all the powers and duties prescribed by the Act of Legislature of Pennsylvania authorizing the zoning of Cities of the Second Class, and those prescribed by this ordinance, which powers and duties are summarized and more particularly specified as follows, provided that none of the following provisions shall be deemed to limit any power of the Board which is conferred by the aforesaid Act of Legislature; however, the powers of the Board shall be strictly construed so that the spirit of this ordinance (see Section 106) is not violated.

1—Review and Interpretation. Upon appeal from a decision of the Administrator in accordance with the provisions of this ordinance and the rules of procedure of the Board, the Board shall:

A—Review any official action of the Administrator relating to the enforcement of this ordinance, and may reverse or affirm wholly or partly, or may modify any order, requirement, decision or determination appealed from as in its opinion ought to be made in the premises, in accordance with the purpose and intent of the ordinance as set forth in Section 106;

B—With the advice of the City Solicitor, interpret the application of the provisions of this ordinance, where there is doubt as to its meaning or application, and

C—After requesting a recommendation from the Commission in each instance, interpret the application of this ordinance, where the actual street layout varies from the street layout shown on the Zoning District Map, in such a way as to carry out the intent and purpose of the map.

2—Variances.

A—Upon appeal from a decision of the Administrator in accordance with the provisions of this ordinance and the rules of procedure of the Board, the Board shall have the power to vary or adjust the strict application of the requirements of this ordinance for only a use permitted in the district

where the lot is located, in the case of an exceptionally irregular, narrow, shallow or steep lot or other exceptional physical condition not provided for in the district regulations or as a Special Exception, where the strict application would result in practical difficulty or unnecessary hardship that would deprive the owner of the reasonable use of the land or structures involved, but in no other case. No variance in the strict application of any provisions of this ordinance shall be granted by the Board unless it finds:

- (1) that there are special circumstances or conditions, fully described in the findings of the Board, applying to the land or structure for which the variance is sought, which circumstances or conditions:
  - (a) are peculiar to such land or structure and do not apply generally to land or structures in the neighborhood and have not resulted from any act of the appellant or his predecessors in title subsequent to the adoption of this ordinance, whether in violation of the provisions hereof or not.
  - (b) are such that strict application of the provisions of this ordinance would deprive the appellant of the reasonable use of such land or structure,
- (2) That the variance to be granted by the Board is:
  - (a) for a use permitted in the district,
  - (b) one that will require the least modification of the prescribed regulation, and
  - (c) the minimum variance that will accomplish this purpose, and
- (3) that the granting of the variance will:
  - (a) be in harmony with the general purposes and intent of

this ordinance (see Section 106),

- (b) be in accordance with the general or specific rules herein contained, and
- (c) be not injurious to the neighborhood, or otherwise detrimental to the welfare of the people at large.

**B—**Since yard requirements related to a major traffic thoroughfare under this ordinance may in turn be related to the Commission's plan for development of the major highway network, before granting any variance in the required depth of front or rear yards or in the width of required side yards when such requirements are related to the center line of a major traffic thoroughfare, the Board shall request and shall consider a report with respect thereto from the Commission. The Board's findings with respect to such report shall become part of the findings of fact accompanying the Board's decision.

**3—Special Exceptions.** Upon application in accordance with the provisions of this ordinance and the rules of procedure of the Board, the Board shall determine the reasonableness and propriety in particular cases of any one (1) of the following Special Exceptions to the district regulations of this ordinance. The Board shall make its determination in conformity with the spirit of this ordinance (see Section 106) and may authorize the issuance of an occupancy permit for the following in conformity with (a) the provisions prescribed hereunder; and (b) all other applicable provisions of this ordinance, unless otherwise excepted hereunder.

**A—Special Exceptions in Use**

- (1) Agriculture uses, farming and truck gardening, including nurseries; the hatching, raising and marketing of poultry and fowl, and the keeping of domestic animals, in "S" and "R1" Districts, provided:

- (a) the site contains not less than five (5) acres,

- (b) no structure except a dwelling, or a structure accessory to the dwelling, shall be within two hundred (200) feet of any lot line,
  - (c) the sale of agricultural and farm products, nursery stock and poultry shall be permitted only if produced or raised on the premises,
  - (d) killing or dressing, for commercial purposes, of poultry raised on the premises, may be permitted if entirely within a building, and
  - (e) the keeping of domestic animals shall be permitted only where there is also a residential use of the property;
- (2) Automobile and gasoline service station (see Section 2401-5): anywhere in the "C1" District; and in "C2" and "M1" Districts when within one hundred (100) feet of property in an "R" or "I" District, provided:
- (a) gasoline pumps shall be no closer than fifteen (15) feet to the line of any street,
  - (b) no stand, rack or other paraphernalia, other than what is necessary for quick service to an automobile, shall be placed within thirty-five (35) feet of the line of any street,
  - (c) in addition to business signs located as permitted under Section 2502, there may be a sign on and identifying the pumps,
  - (d) such activities as car washing, waxing, polishing or greasing, shall be conducted only within an enclosed building,
  - (e) the Board determines that such use will be controlled against detrimental effect to surrounding properties, taking into consideration among other things, the probable traffic generation, the physical relationship of the proposed use of the sur-

rounding structures, the probable hours of operation, the distance from places of public assembly and the emission of fumes, odors, dust, noise, vibrant or glaring light;

In "C3," "C4" and "C5" Districts, provided:

- (a) the use shall conform with the provisions of "a," "d" and "e" as prescribed for "C1" Districts above;

In "M2," "M3" and "M4" Districts when within one hundred (100) feet of property in an "R" or "I" District, provided:

- (a) the use shall conform with provisions of "a" and "e" as prescribed for the "C1" District above;

- (3) Central utility building or a project maintenance building, or a rental or custodian's office, in "S," "R" and "I" Districts, in connection with a large-scale housing project, provided:

- (a) the building or use conforms to the height and area requirements for the predominant type of dwelling structure within the project, except that stacks and towers in connection with a power plant may exceed the height limit, as provided for in item 3-B-(4) of this section,
- (b) the building or use is located within the project site and not closer than two hundred (200) feet, slope measurement, from the edge thereof,
- (c) depending upon the proposed use, automobile parking and loading space is provided as prescribed either for "any use permitted in a 'C' District" or "any use permitted in an 'M' District" under Section 2601, as determined by the Board, and
- (d) the Board determines that there will be emitted no smoke, fumes, odors, dust,

noise, vibration or glaring light, detrimental to the neighborhood;

- (4) Church, cathedral or temple, or unit group building thereof, in any district (see Section 2401-5), provided:

(a) the height of main buildings may be but shall not exceed the height of intersecting and inward-sloping planes, beginning at the rear lot line at curb level and rising two (2) feet for each one (1) foot of horizontal measurement, and beginning at the respective side lot lines at curb level, each rising one (1) foot for each one (1) foot of horizontal measurement (for towers and spires exceeding the height limit, (see Section 2802-1),

(b) side yards not adjoining a street shall be not less than thirty (30) feet in width,

(c) when students, teachers or communicants are to be housed, the lot area, exclusive of that provided around main buildings not devoted to housing, shall be, in relation to the number of sleeping rooms, such as to permit no greater density than is permitted in any other type of dwelling facility in the district where the use is located, and the minimum distance between main buildings devoted to such housing shall be as prescribed for a Large Scale Neighborhood Housing Project under Section 2801-1-A-(9),

(d) the minimum distance between main buildings in which there is no housing of students, teachers or communicants shall be equal to the height of the buildings, or if the buildings are of different heights, equal to the height of the taller building,

(e) on playgrounds, open-type fencing of heights suited to

the activities enclosed may be erected, but not closer to a street line than the buildable area of lots adjoining.

(f) the application shall be accompanied by site plan and all other pertinent data and information as prescribed by the Board for that purpose so as to assure the fullest practicable presentation of the facts for the permanent record,

(g) the Board shall request a report and recommendation of the Commission on the planning aspects of the application, and

(h) in appropriate cases the height, yard, open space, area and parking requirements may be modified by the Board;

- (5) Community club, in "R" Districts (other than "R1-A"), comprised mainly of residents of the neighborhood in which it is located, the primary purpose of which is the advancement of its members or of the community in educational, cultural or civic pursuits and activities, provided:

(a) automobile parking space is provided on the same basis as that required for an educational institution (see Section 2601),

(b) the club is a chartered non-profit organization other than a social, fraternal, business or professional organization,

(c) there is neither the sale nor dispensation of intoxicating beverages on the premises.

(d) all activities conducted on the premises are non-commercial and non-profit and in each instance, the Board determines that those activities will be not detrimental to the neighborhood, taking into consideration the physical relationship of the proposed use to the surrounding structures, the probable

hours of operation, social activities to be conducted and the number of people to be assembled or to use the premises at any one (1) time;

- (6) Community service institution or facility in "R3," "R3-H," "R4," "R4-2," "R5," "R5-H" and "C1" Districts, where lectures and amateur plays may be given, citizens' organizations may meet, and social and recreational activities may be conducted, provided:

(a) the structure and use conform to the provisions of "a," "c" and "d" as provided for a community club under item (5) above,

(b) the use is operated by a neighborhood group such as a chartered social, fraternal, business or professional organization; and the premises and the major portion of the services are not restricted to members and their personal guests,

(c) when in a "C1" District, the use is located only in the second story of a building;

- (7) Extension of a nonconforming use within a nonconforming structure, or for the change of such use within a nonconforming structure to a conforming use or to another nonconforming use that is determined by the Board to be no more detrimental to the neighborhood, in any district, provided in each case:

(a) that a report and recommendation is requested from the Commission which shall indicate among other things whether the affected area is an appropriate one for clearance and redevelopment, renewal or conservation,

(b) that no structural alterations are made other than those ordered by an authorized public officer to assure the safety of the structure and the occupants thereof.

(c) that such use is not a living-quarter use in an "I," "C" or "M" District,

(d) that no living-quarter use shall be located in the same story of a building in which a commercial or an industrial use is located, and vice versa,

(e) that all technical advances pertaining to such nonconforming use are utilized, and the time of operation of such use is so scheduled as to minimize the detrimental effect of such use on the adjacent structures and uses,

(f) the use may be continued only so long as the structure remains;

- (8) Enlargement or reconstruction in any district of a public or non-profit nonconforming use or nonconforming structure, other than a Conditional Use, provided:

(a) the provision of clause "a" of item (7) above is complied with, and

(b) the Board determines that such enlargement or reconstruction is reasonably necessary and essential at the concerned location for the convenience of the people at large or for the general welfare;

- (9) Fraternity or sorority house (solely for undergraduates or graduates of an educational institution) or dormitory for students or faculty, in "R5," "R5-H" and "I" Districts, provided:

(a) the building is located within three hundred (300) feet of land of the educational institution that is not detached from that portion of the campus where classroom facilities are maintained, by more than street and/or other property owned by the institution at which the occupants are faculty or are or have been students, and

- (b) the Board determines that the location of the use with respect to more protected districts is such as to be not detrimental to the uses in such districts;
- (10) Home occupation, in "R" Districts (other than "R1-A"), carried on in a dwelling unit by the resident thereof as a customary and accessory use, provided:
- (a) in connection therewith there is no persons employed, no display, no sign other than such identification sign as is permitted for the dwelling unit, no mechanical equipment used other than normal domestic or household equipment and no selling of a commodity or non-professional service on the premises,
  - (b) the use does not require internal or external alterations or involve construction features not customary in dwellings,
  - (c) reasonable safeguards are established against possible detriment to neighboring properties through emission of smoke, fumes, odors, dust, noise, vibration or glaring light, as determined by the Board;
- (11) Location in an "M2" District of an industrial use that is not permitted therein but is permitted in an "M3" District, or for the location in an "M3" District of an industrial use that is not permitted therein but is permitted in an "M4" District whenever it shall have been demonstrated to the Board by competent technical experts that such "M3" or "M4" industrial use can and will make such use of available advanced technical equipment and processes as to no longer justify exclusion of such "M3" industrial use from the "M2" District, or "M4" industrial use from the "M3" District;
- (12) Moving of a nonconforming structure, in whole or in part,
- to a different location on the same zoning lot, in any district, provided:
- (a) the provisions of clauses "a," "b" and "c" of item (7) above are complied with,
  - (b) no enlargement or extension of such nonconforming structure is made,
  - (c) no side yard or yard abutting a street is reduced in size, and
  - (d) the Board determines there is a reasonable necessity for such moving and that consideration is given to the protection of adjacent conforming uses;
- (13) Non-profit recreation area in "R" Districts (other than "R1-A"), provided:
- (a) the Board determines that such use is reasonably necessary and essential for the public convenience or welfare, and is not seriously detrimental to the character of the neighborhood.
  - (b) the permit shall issue for a period no longer than three (3) years, and shall be renewable at the discretion of the Board,
  - (c) safeguards are established with respect to sanitation and general safety,
  - (d) if required by the Board, fences and enclosures shall be erected, in conformity with the provisions of Section 2803-10-F, or other treatment of the lot shall be provided, and
  - (e) the Board shall submit the initial proposal or any request for renewal of a permit to the Director of the Department of Parks and Recreation for his opinion as to the effect upon recreation and to the Commission for its opinion as to the planning aspects of the proposal;

- (14) Poultry and rabbit raising and the like, in "S" and "R" Districts (other than "R1-A"), as an accessory use to a one-family two-family dwelling, provided:

- (a) the use is located not less than sixty (60) feet from a street line and not less than twenty-five (25) feet from any other lot lines, and
- (b) the Board determines that the use will be not detrimental to the neighborhood;

- (15) Radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) in a suitable location, when regulated by the Federal Communications Commission, in any district, provided:

- (a) the use and structure is located on a zoning lot complying with the yard requirements of the district in which such tower is located, except that the widths of certain side yards shall be as follows:

in "R1" Districts—ten (10) feet on one (1) side, five (5) feet on other side for an interior lot; five (5) feet for side yard not abutting street for corner lot,

in "R2," "R3" or "R3-H" Districts—ten (10) feet for any side yard not abutting street,

in "R4" or "R4-H" Districts—fifteen (15) feet for any side yard not abutting street,

in "R5" or "R5-H" Districts—twenty (20) feet for any side yard not abutting street,

- (b) no portion of the structure is within one hundred (100) feet of a dwelling in an "R" District, and
- (c) it is demonstrated to the Board that such use is rea-

sonably necessary at the proposed location for the convenience of the people at large or for the general welfare; and, when the proposed location is in an "R" District, the use cannot reasonably serve the district from a location in an "S," "C" or "M" District;

- (16) Temporary community parking area for non-commercial automobiles, in "R4," "R4-H," "R5" and "R5-H" Districts, provided:

- (a) the entire use is located within three hundred (300) feet of property in a "C4" or "C5" District,

- (b) the permit shall issue for a period no longer than five (5) years, renewable under like conditions at the discretion of the Board,

- (c) the Board stipulates that the site, at the expiration of the permit or any renewal thereof, be immediately restored to a condition in harmony with the regular zoning regulations of the affected district,

- (d) the Board determines that such use is reasonably necessary and essential for the convenience of the people at large and not seriously detrimental to the character of the district,

- (e) ingress and egress between the parking area and the adjoining street shall have the approval of the Department of Public Safety and the Department of Public Works.

- (f) the parking is supervised, no sales are made on the premises and there are no living quarters on the same zoning lot,

- (g) the parking area shall be improved as prescribed in Section 2606,

- (h) safeguards are established with respect to sanitation, noise, traffic movement,



general safety and amenity,  
and

- (1) there is filed with the application for permit, the written consents of the owners, in interest according to lot area and number, of sixty (60) per cent of all property in an "R" or "I" District within two hundred (200) feet of the concerned zoning lot and not separated therefrom by more than one (1) street forty (40) feet or more in width. In computing the percentage of consents required under this provision, so much property as is already used for community garages or major garages or community parking areas or major parking areas shall be counted as consenting. Property owned by the applicant and any property containing a nonconforming use subject to regulation under Section 2703 shall not be included in such consent area.

(See Section 2401-5.)

- (17) Temporary structure which is incidental to the development of land or to the erection of structures or for the temporary use of a building in a housing development as a real estate office for said development, in any district, provided:
  - (a) reasonable safeguards are established to protect adjacent uses from detrimental effect of an inharmonious use, and
  - (b) a permit shall issue for a period no longer than one (1) year;
- (18) Use of land and the erection, alteration or enlargement of structures in the "M4" District, for any of the following uses, provided the Board determines in each instance such use is essential to the general welfare of the community; and the proposed location is such as to offer a reasonable protection to the neighborhood against possible detrimental effects of such use,

taking into consideration the physical relationship to surrounding properties, and access to the site including any nearby streets in "R" or "I" Districts that must be traversed in bringing the material to the site,

- (a) abattoirs and related facilities including stock yard and/or feeding facilities and fertilizer manufacture,
  - (b) acid manufacture,
  - (c) distillation of bones,
  - (d) fat rendering,
  - (e) fish reduction,
  - (f) garbage, offal or dead animal reduction, and
  - (g) rubbish incineration, in properly constructed furnaces;
- (19) Use of land in "R," "I," "C1," "C2" and "M1" Districts by a public utility corporation in a suitable location for public utility purposes, such as gas company regulating station, telephone exchange building, telegraph operating exchange, electric distribution station (for alternating and direct current) and the like, but not including passenger and freight transportation, or overhead lines supported by metal towers, provided:
    - (a) the use or structure is located on a zoning lot complying with the yard requirements of the district in which such public utility use is located, except that the widths of certain side yards shall be as follows:
      - in "R1" Districts—ten (10) feet on one (1) side, five (5) feet on other side for an interior lot; five (5) feet for side yard not abutting street for a corner lot,
      - in "R2," "R3" or "R3-H" Districts—ten (10) feet for any side yard not abutting street,

in "R4" or "R4-H" Districts  
—fifteen (15) feet for any  
side yard not abutting  
street,

in "R5" or "R5-H" Districts  
twenty (20) feet for any  
side yard not abutting  
street,

or is located in the rear portion of a non-through interior zoning lot which is or may be occupied by another use, not closer than two (2) feet to the rear and side lot lines or closer to another main building than eight (8) feet, which portion of a zoning lot has public vehicular access, comprises no more than one-third (1/3) of the area of the required rear yard and is excess area over that needed to meet the lot area requirements for the other existing or potential use; no additional lot area shall be required for said utility use,

(b) the use does not involve company offices or storage areas or structures requiring major trucking or traffic movements,

(c) the portion of the use not within a building is enclosed on all sides by a solid wall or fence, erected to a height suitable to shield the use from surrounding properties, as determined by the Board, and

(d) it is demonstrated to the Board that such use is reasonably necessary at the proposed location for the convenience of the people at large or for the general welfare, and that such use cannot reasonably serve the district from a location in an "S," "C" or "M" District other than "C1," "C2" or "M1";

20 Water tank in the "S" District, provided:

(a) it is demonstrated to the Board that such use is rea-

sonably necessary at the proposed location to serve properly the purpose for which it is built, and

(b) the Board determines that proper safeguards are established to protect the welfare and interest of the people at large.

### B—Special Exceptions in Height

(1) Erection of a structure to a height, measured from the average grade level of the ground abutting the front wall of the structure as shown on the construction plans, not exceeding the height permitted for said kind of structure elsewhere in the district, in any district, when:

(a) no curb level has been established, or

(b) because of peculiar topography of the concerned zoning lot, the district height regulations make difficult erection of the kind of structure normal to the district, and

(c) provision is made to preserve the character of the district and prevent detriment to surrounding properties;

(2) Erection of a water tank exceeding the height limits of the "S" District (for use as provided for in item 3-A(20) of this section above), provided every portion of the structure above the height limit is at least as many feet distant from bordering or opposite properties as that portion of the structure is in height;

(3) Erection of an industrial structure in an "M" District, to a reasonable height above the district requirements, provided the Board, upon statement by competent experts, determines such use and excess height to be necessary for the operation of an industrial plant at the concerned location;

(4) Erection of stacks and towers exceeding the height limits of

the district, in connection with a power plant of a central utility building for a large-scale housing project, in an "S," "R" or "T" District (as provided for in item 3-A(3) of this section above);

- (5) Erection to a reasonable height of a radio or television transmission or receiving tower and facilities (not including broadcasting studio or business office) in a suitable location, when regulated by the Federal Communications Commission (for use as provided for in item 3-A(15) of this section above), in any district, provided it is demonstrated to the Board that such height is necessary and essential for the proper functioning of the concerned tower and facilities;
- (6) Erection to a reasonable height of a structure in a suitable location for public utility purposes, by a public utility corporation in any district, provided it is demonstrated to the Board that such height is necessary and essential for the proper functioning of the concerned public utility.

#### C—Special Exceptions in Area

- (1) Erection of a one-family dwelling in an "R1-A" District on an accredited-zoning lot not less than six thousand (6000) square feet in area, provided consideration is given to the character of the neighborhood with respect to existing lot areas, and the probable effect of such development on adjacent properties;
- (2) Reduction of side yard widths for a one-family dwelling in an "R1-A" District on an accredited-zoning lot having a width within the range of thirty-three (33) to sixty-four (64) feet, inclusive, for a corner lot, or twenty-five (25) to forty-four (44) feet, inclusive, for an interior lot, provided:
  - (a) consideration is given to the character of the neighborhood with respect to existing side yard widths, and the

probable effect of such reduction on abutting properties,

- (b) the ratio of side yard width to lot width is in general accord with the intent of the ordinance as exemplified in the side yard reduction tables of Section 2803-3, and
  - (c) any side yard abutting a street shall be not less than eleven (11) feet in width, and any side yard not abutting a street shall be not less than three (3) feet in width;
- (3) Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than thirty-three (33) feet in width for a corner lot or less than twenty-five (25) feet in width for an interior lot, in "R" Districts, provided:
    - (a) consideration is given to the character of the neighborhood with respect to existing side yard widths, and the probable effect of such reduction on abutting properties,
    - (b) the ratio of side yard width to lot width is in general accord with the intent of the ordinance as exemplified in the side yard reduction tables of Section 2803-3,
    - (c) when a side yard is omitted, the building wall abuts the interior side lot line and there are no openings in said wall, and
    - (d) when both side yards are omitted, the dwelling is not more than two (2) rooms in depth.

#### D—Special Exceptions for Automobile Parking

- (1) Modifying the automobile parking space requirements of Section 2601, in any district where, in the particular instance, such modification will not be inconsistent with the purpose and intent of this ordinance and with public safety, provided:

- (a) the Board determines that such modification is necessary to secure an appropriate development of a specific parcel of land which has such peculiar or exceptional geographical or topographical conditions, or is of a size, shape or dimension that it cannot be reasonably developed in accordance with the provisions of Section 2601, and
  - (b) the Board imposes such conditions and limitations with respect to the proposed use and development of the premises as in its opinion are necessary in order to minimize the need for parking facilities and to make such automobile parking facilities as are provided reasonably adequate;
- (2) Provision of automobile parking space as required in Section 2601, in a community garage or community parking area or major garage or major parking area, in any district, provided:
- (a) when the use to be served is in an "S" or "R" District, the Board determines that the required parking space cannot be accommodated on the same zoning lot with the main structure.
  - (b) the garage or parking area is located as otherwise provided in this ordinance, and not more than one thousand (1000) feet from the use it is proposed to serve,
  - (c) the Board is reasonably assured of the continuous availability of such parking space for the duration of the use it is proposed to serve, and
  - (d) a properly drawn legal instrument is executed by the parties concerned for the use of said garage or parking area to provide required parking space, which instrument, duly approved by the City Solicitor, is filed with the application for occupancy permit;
- (3) Reduction in the required number of parking stalls for a use in an "M1" or a "C2" District, to not less than the number required for the same use in any other district, provided it has been determined by the Board that transportation facilities at the location are such as to obviate the necessity of parking space in addition to that required for the same use in another district;
- (4) Use of the same parking stalls at different times, in either a minor garage or minor parking area or community garage or community parking area or major garage or major parking area, in order to meet the parking requirements of two (2) or more principal uses other than dwellings, in any district, provided:
- (a) the Board determines that the normal operating hours of the uses served do not conflict,
  - (b) the garage or parking area is located as otherwise provided in this ordinance and not more than one thousand (1000) feet from uses to be served,
  - (c) any such garage or parking area in an "R" or "I" District may be used to serve the parking requirements of another type of district, if the primary purpose is to provide parking space for an "R" or "I" District use as the case may be, and if located at or near the edge of said "R" or "I" District so as to discourage the penetration of the more protected district by a less protected use, and
  - (d) a properly drawn legal instrument is executed by the parties concerned for such dual use of the garage or parking area, which instrument, duly approved by the City Solicitor, is filed with the application for occupancy permit.

**E—Special Exceptions for Off-Street Loading**

- (1) Erection, alteration, enlargement or use of a structure or portion thereof, with modified or without loading space as required in Section 2607 of this ordinance, in any district, provided the Board ascertains with the assistance and approval of the Department of Public Safety, that the volume of vehicular service will not require compliance with the space provisions of said section and that the said volume will not cause undue interference with the use of streets or ways, nor imperil general safety;
- (2) Collective provision and use of loading spaces not on the same zoning lot with the structure, in any district, provided
  - (a) the loading area is located within the same block and not more than five hundred (500) feet from the uses to be served,
  - (b) the number of spaces provided shall be computed on the basis of single ownership under Section 2607.
  - (c) there is filed with the application, a plan which will clearly indicate the accessibility of the loading spaces to the structures or uses to be served,
  - (d) the Board determines that joint use of the common loading area is feasible and there is not likely to be conflict in the time of use of such facility, and
  - (e) that a properly drawn legal instrument is executed by the parties concerned for the collective use of the off-street loading area, which instrument, duly approved by the City Solicitor, is filed with the application for occupancy permit.

**Section 2904—PROCEDURE: RULES.**  
The Board shall adopt rules of procedure which shall include the following provisions: The chairman, or in his ab-

sence the acting chairman, may administer oaths and compel attendance of witnesses. Meetings of the Board, which shall be open to the public, shall be regularly scheduled with intervals of not less than one (1) month. Minutes of the Board's proceedings shall be kept by the Secretary, and shall show the vote of each member upon each question, or a member's absence or failure to vote. Records shall be kept of examinations and other official actions, all of which shall be filed in the office of the Board as a public record.

**1—Appeals.** Appeals from the decision of the Administrator may be made to the Board by any aggrieved person or the head of any department of the City interested in the question involved. The appellant shall file with the Administrator and with the Board a notice of appeal specifying the grounds thereof. The Administrator shall forthwith transmit to the Board all the papers constituting the record upon which the action appealed from was taken.

**2—Applications.** Application for the authorization of any one (1) of the Special Exceptions enumerated in Section 2903-3, shall be filed with the Board on forms provided therefor. The applicant shall submit copies of the plans and specifications as prescribed for the application for an occupancy permit (see Section 3002) and other data or material stating the methods by which he will comply with the conditions specified in the provisions set forth for the proposed Special Exception.

**3—Public Hearings.** No appeal for review of an action of the Administrator, or for a variance from the strict application of the requirements of the ordinance, and no application for a Special Exception, shall be adjudicated by the Board unless and until a public hearing thereon has been held. Notice of the time and place of the public hearing shall also state of the location and general nature of the question involved, and shall be given not less than five (5) days prior to the date of such hearing by the following methods:

**A—**By the display of not less than one (1) poster on each street frontage of the affected site;

B—By mailing a notice thereof to the owners, at their addresses available in the office of the Board of Property Assessment, Appeals and Review of Allegheny County, of all property abutting or directly opposite the affected site;

C—By mailing a notice thereof to every association of residents or owners who shall have registered an association name with the Board for this purpose, and

D—By mailing a notice thereof to the official Clerk or Secretary of any other political subdivision that is within one hundred and fifty (150) feet of the affected site.

4—In granting any variance or Special Exception, the Board may prescribe any conditions applying thereto that it deems to be necessary or desirable in order to preserve the character of the district and prevent detriment to surrounding properties, provided such conditions shall not be construed as altering the situation that must be found to exist before such variance or Special Exception may be granted.

5—Every decision of the Board shall be based on stated findings of fact. The enumerated conditions required to exist for the authorization of a variance or Special Exception shall be construed as limitations on the power of the Board to act. A mere finding or recitation of the enumerated conditions, unaccompanied by specific findings of fact, shall not be deemed findings of fact and shall not be deemed compliance with this ordinance.

6—Fees. A fee shall be paid upon the filing of each appeal or application before the Board for the purpose of defraying the costs of the proceedings prescribed herein. The amount of said fee shall be as fixed by Council.

#### ARTICLE 30

#### ADMINISTRATION AND ENFORCEMENT

Section 3001 — ADMINISTRATOR:—POWERS. The administration and enforcement of this ordinance shall be vested in an Administrator who shall be

the Superintendent of the Bureau of Building Inspection.

#### Section 3002—OCCUPANCY PERMITS.

1—Required for new use, or for change in use of land or structure, or for a nonconforming sign, use or structure.

A—Application shall be made for an occupancy permit prior to the issuance of any permit for major excavating, grading or filling, or for excavation for, or erection of, a structure or part thereof.

B—Occupancy permit shall be required for major excavating, grading or filling, or for a new or changed use of land and/or structure hereafter erected, structurally altered or enlarged or changed in use or to a greater intensity of use, except for:

(1) a sign, meeting the requirements of this ordinance, which does not exceed three (3) square feet in area, and

(2) the non-commercial cultivation of plants and plantings  
Every permit for the erection of a new advertising sign issued after the effective date of this ordinance shall bear a notation that it is subject to the provisions of this ordinance.

C—Pursuant to the provisions of Article 27 hereof, an occupancy permit shall be required for the privilege of continuing or reinstating a nonconforming sign, use or structure, or for changing or extending a nonconforming use or structure, except that no occupancy permit shall be required for those nonconforming uses or structures indicated as being not subject to special regulations under Section 2704.

2—Application. An occupancy permit shall be applied for:

A—Simultaneously with the application for a building permit;

B—At the time of a change in use of land or structure;

C—In the case of a nonconforming use or structure, within one (1) year after the effective date of

this ordinance or any subsequent amendment thereto which creates such nonconformity;

D—In the case of a nonconforming sign, same as C above, or within one (1) year from the date such sign otherwise becomes nonconforming.

3—Plats Required. All applications for occupancy permits, except those for continuing or reinstating a nonconforming sign, use or structure, shall be accompanied by a site plan, or plat, in triplicate.

A—Each site plan or plat shall be drawn to scale and have a north point; the size shall be determined by the Administrator.

B—Each site plan or plat shall show:

- (1) the street providing access to the lot and the exact location of the lot in relation to the nearest cross-street;
- (2) the name of the concerned lot plan, if any, and the lot numbers of the concerned and abutting properties;
- (3) the actual dimensions of the lot, the yard and other open space dimensions thereof, and the location and size of any existing structure thereon;
- (4) the location and size of the proposed structure, and/or the proposed enlargement or alteration of the existing structure, and
- (5) any other information which in the judgment of the Administrator may be necessary to provide for the enforcement of this ordinance.

C—Each site plan or plat shall bear statements declaring:

- (1) that no part of the land involved in the application has been previously used to provide required yard space or lot area for another structure, and
- (2) which abutting land was formerly that of the owner of the land involved in the ap-

plication, and, if any, the approximate date of title transfer.

D—Where complete and accurate information is not readily available from existing records, the Administrator may require the applicant to furnish a survey of the lot by a registered engineer or surveyor.

E—Each property owner or authorized agent shall be required to attest to the correctness of the statements and data furnished with the application.

F—A file of such applications and plats shall be kept in the office of the Administrator.

4—Issuance; Temporary Certificate of Occupancy; Fees.

A—No building permit shall be issued unless the structure and use proposed in the application for the occupancy permit conform to the provisions of this ordinance.

B—Except as provided in D below, an occupancy permit shall issue upon examination of the completed structure and certification by the Administrator, within ten (10) days after the erection or structural alterations of such structure shall have been completed in conformity with the provisions of this ordinance. Except in the case of an application involving a Conditional Use, a Special Exception or a variance, if the construction work has not been started within six (6) months after the filing of the application for an occupancy permit, or subsequent to the starting thereof, has been discontinued for a period of six (6) months, the filing of a new application shall be required, unless the Administrator authorizes the renewal of the existing application.

C—Pending the issuance of a regular occupancy permit, a temporary certificate of occupancy may be issued by the Administrator for a period not exceeding six (6) months, during the completion of alterations or during partial occupancy of a structure pending

its completion. Such temporary certificate shall not be construed as altering the rights, duties or obligations of either the owners or the City in respect to the use or occupancy of the premises in question, or in any matter within the purview of this ordinance. Such temporary certificate shall not be issued except under such restrictions and provisions as will adequately insure safety of the occupants.

D—If only a change in use of land or structure, or a nonconforming sign, use or structure is involved, or in the case of major excavating, grading or filling, an occupancy permit shall issue immediately upon certification of the use by the Administrator. Such occupancy permit shall be void if not exercised or renewed within six (6) months of the date of issue.

E—A fee shall be charged for the filing of each application for occupancy permit or temporary certificate of occupancy. The amount of said fee shall be as fixed by Council.

5—Copies Furnished. A file of occupancy permits and temporary certificates of occupancy shall be kept in the office of the Administrator. A copy of the permit and accompanying plat shall be sent to the Department when the permit is issued, and a copy shall be furnished on request to any person having a proprietary or tenancy interest in the structure or land affected thereby. A fee shall be charged for each such copy furnished. The amount of said fee shall be as fixed by Council.

#### Section 3003 — PERMITS—PREVIOUSLY ISSUED; DEFERRED; INVALIDATED.

1—Previously Authorized Construction and Use. Any permit issued under any ordinance of the City prior to the effective date of this ordinance, or prior to the effective date of any amending ordinance, for a structure or use not in conformity with the provisions of this ordinance, or of the amending ordinance, is void unless substantial construction or substantial establishment under such permit

has been effected, or a contract for construction has been let.

2—Applications for Occupancy Permits not Accepted during Consideration of Zoning Change. During a period of sixty (60) days from the date of introduction of any ordinance which proposes a change in the regulations, district boundaries or classification of property, unless the ordinance shall have been enacted or rejected within said sixty (60) day period, the Administrator shall accept no application for occupancy permits within any area involved in or affected by the proposed change in the regulations, district boundaries or classification of property, for any use which would be forbidden by virtue of the proposed ordinance.

3—Invalidation of Approval of Conditional Use or Authorization for Special Exception or Variance.

After Council has approved a Conditional Use pursuant to the provisions of Section 2801-1, or when the Board has authorized the issuance of an occupancy permit for a Special Exception or granted a variance.

A—if the Conditional Use or Special Exception or variance involves physical improvement and such physical improvement has not been substantially started within six (6) months after the date of said approval or authorization, or

B—if the Conditional Use or Special Exception or variance does not involve physical improvement, and no utilization of said Conditional Use or Special Exception or variance has been made within six (6) months after the date of said approval or authorization,

the said approval or authorization shall be void unless Council or the Board, as the case may be, renews its approval or authorization.

Section 3004 — ENFORCEMENT AND PENALTY. It shall be the duty of the Administrator to enforce this ordinance. He shall, on his own initiative or on complaint, proceed to the remedy of violations. The provisions of this ordinance shall supersede any permit or business license in conflict herewith; and in is-



suing permits, all departments, officers and employees of the City of Pittsburgh shall take cognizance of the provisions of this ordinance.

Any permit issued by the Administrator under the terms of this ordinance shall be revocable should any of the conditions under which it is issued not be complied with.

In the event of failure to comply with an order issued pursuant to any section of this ordinance, the Administrator may institute appropriate actions or proceedings at law or in equity to restrain, correct or abate the violation of the order, or he may cause the order to be carried out at the expense of the City. The City may recover the amount of the expense by action of assumpsit, or, where appropriate, in the manner provided by law for the collection of municipal claims under the Act of May 16, 1923, P. L. 207, or any amendments or reenactments thereof.

The unauthorized removal of any notice posted in accordance with the provisions of this ordinance shall constitute a violation thereof. Failure to comply with an order of the Board to appear as a witness and testify in a proceeding before the Board shall constitute a violation of this ordinance.

Any person, firm, association or corporation violating any provision of this ordinance shall, upon conviction, be punished by a fine not to exceed the sum of One Hundred Dollars (\$100.00) for each offense, recoverable with costs, and in default of payment of the fine and costs, shall be subject to imprisonment in the County jail or workhouse for a period not exceeding thirty (30) days. Each day that a violation is continued shall constitute a separate offense. In the case of firms or associations, the penalty may be imposed upon the partners or members thereof, and in the case of corporations, upon the officers thereof.

#### ARTICLE 31

##### CHANGE OF AMENDMENTS

Section 3101 — PROCEDURE FOR CHANGE. Whenever it is deemed desirable in order to meet the public needs, promote the convenience and welfare of the public, conform with good

zoning practice and the intent and purpose of this ordinance and adhere to the guiding principles of the comprehensive master plan, Council may by ordinance, after report thereon by the Commission and subject to the procedure provided in this article, amend, supplement or change the regulations, district boundaries or classification of property, now or hereafter established by this ordinance.

An amendment, supplement, reclassification or change may be initiated by the Commission or Council or by a notarized petition to the Commission from the owners of fifty-one (51) percent or more of the frontage of the property proposed to be changed, in any district or reasonable portion thereof.

##### 1—Petition for Map Change.

A—Form and Content. Petitions for change of district boundaries or reclassification of districts as shown on the Zoning District Map shall be on forms supplied and prepared by the Department. When the petition, bearing property owners' signatures, is filed with the Department, it shall contain or be accompanied by: (a) all the data and information pertinent to the understanding and judgment of the proposal, as may be prescribed or by the Commission for that purpose so as to assure the fullest practicable presentation of facts for the permanent record; and (b) a notarized statement by at least one (1) of the owners of property within the area proposed to be changed attesting to the truth and correctness of all facts and information presented with the petition. No petition will be accepted for filing later than six (6) months from the date of issue of the petition form.

B—Notice to Property Owners. After a petition has been filed and at least five (5) days prior to action thereon by the Commission, written notice of the pending petition and the character of the proposed change shall be sent by the Department to the owners of record at their addresses available in the office of the Board of Property Assessment, Appeals and Review

of Allegheny County, of all property within the affected area and within one hundred and fifty (150) feet thereof. Similar notice shall be sent to every association of resident or owners who shall have registered an association name for this purpose with the Department, and to the official Clerk or Secretary of any other political subdivision that is within one hundred and fifty (150) feet of the affected area. Results of replies received shall be reported to Council in the event that an ordinance proposing such change, however initiated, is introduced therein.

C—Action of Commission. If, from the facts presented and the data and information available from the Department or other public records, and pursuant to the provisions of this section, the Commission finds that the change involved in the petition is justified as proposed or modified, the change shall be recommended to Council. Otherwise, the petition shall be denied.

The Commission shall make its findings and determination in writing and shall forthwith transmit a copy thereof to the petitioner. If the petition is approved as proposed or as modified by the Commission, an ordinance for the change, together with the Commission's findings and recommendation, shall be forwarded to Council. A postcard notice of this action may be sent to each property owner to whom prior communication has been sent pursuant to sub-item B of this section.

D—Fees. A fee shall be paid upon the filing of each petition for a change of district classification, for the purpose of defraying the costs of the proceedings prescribed herein. The amount of said fee shall be as fixed by Council.

## 2—Ordinances.

A—Preparation. All ordinances for amendment, supplement, reclassification or change of the regulations, district boundaries or classifications of property, however initiated, shall be prepared by the

Department with the advice of the City Solicitor.

B—Fees. A fee shall be paid for the introduction of each ordinance for amendment, supplement, reclassification or change of the regulations, district boundaries or classification of property. The amount of said fee shall be as fixed by Council.

C—Notices and Public Hearing. Subsequent to the introduction in Council of any ordinance amending, supplementing or changing the regulations, district boundaries or classification of properties, Council shall set a date for a public hearing on the proposed zone change; and at least twenty (20) days prior to such hearing, written notice thereof shall be given to the Commission. Council shall not vote on any proposed zone change until after the public hearing.

Notice of the time, place and purpose of such hearing shall be given at least fifteen (15) days prior thereto, by the following methods:

- (1) For a hearing concerning a change of district boundaries or reclassification of districts as shown on the Zoning District Map:
  - (a) by at least two (2) publications on consecutive days in one (1) newspaper of general circulation in the City.
  - (b) by at least ten (10) printed or typewritten handbills, posted by the Department in conspicuous places upon the property to be changed and around the border and in the immediate neighborhood thereof, and
  - (c) by mailing of notifications by the Department as prescribed elsewhere in this article, to owners of record of all property within the affected area and within one hundred and fifty (150) feet thereof; and to the official Clerk or Secretary of any other political subdivision

within one hundred and fifty (150) feet of the affected area; and to every association of residents or owners who shall have registered an association name for this purpose.

- (2) For a hearing concerning the amendment of the text of this ordinance, or supplementing Zoning District Map:

(a) by at least two (2) publications on consecutive days in one (1) newspaper of general circulation in the City, which shall also convey the meaning of the proposed change, either by including both the unchanged and proposed change of those portions of the text that are involved, or by including a concise explanation of the amendment, and the title of the amending ordinance;

(b) by at least ten (10) printed or typewritten handbills posted by the Department in conspicuous places within the City, which may be posted in any neighborhood deemed to be affected by the change, and

(c) in the case of a supplement to the Zoning District Map, by the mailing of notification by the Department, to the official Clerk or Secretary of any other political subdivision which abuts the supplement area.

D—Action of Commission. When an ordinance proposing a zoning reclassification has been received from Council, the Commission shall issue notices to property owners of record, in the manner prescribed for petitions under sub-item 1-B of this section, unless such notice was given in connection with a petition filed within six (6) months prior to the introduction of the ordinance and similar in its proposals to those of the ordinance, in which case the notice need contain only the additional information as to the

time and place of the public hearing, as provided in sub-item 2-C of this section.

The action of the Commission upon said ordinance shall be as prescribed for action on a petition in sub-item 1-C of this section, and the Commission's report with findings and recommendation shall be submitted to Council.

E—Action by Council. The passage of an ordinance amending, supplementing or changing the regulations, district boundaries or classification of property, now or hereafter established by this ordinance, shall require the affirmative vote of seven (7) members of Council when:

(1) The Commission disapproves of the ordinance, or

(2) There is filed with the Commission or with Council, written protest against such ordinance signed by the owners, or agents having Power of Attorney for owners, of twenty (20) percent or more of any one (1) of the areas of property designated as follows:

(a) the area of the lots included in such proposed change;

(b) the area of the lots immediately in the rear or adjoining on the sides of the area proposed to be changed and extending one hundred (100) feet therefrom;

(c) the area of the lots directly opposite the area proposed to be changed and extending back from such opposite frontage one hundred (100) feet;

(d) the area of any other lots within one hundred and fifty (150) feet of the area proposed to be changed.

Any ordinance amending, supplementing or changing the regulations, district boundaries or classifications of property now or hereafter established by this ordinance, if not passed by Council within sixty (60) days after the required

public hearing thereon, shall not thereafter be passed by Council until and after a further public hearing shall have been held. Notification of this further public hearing shall be sent by the Department, as prescribed elsewhere in this article, to owners of record of all property within the affected area and within one hundred and fifty (150) feet thereof.

3—Notice of Change or Amendment.

Promptly after the effective date of any amendment changing the district boundaries or classification of property as originally established by this ordinance or by later amendment hereto, the Department shall send notice of the change to those owners of property within such changed area by mail, at their addresses available in the Office of Property Assessment, Appeals and Review of Allegheny County.

Where the change creates nonconformity, for which an occupancy permit is required (see Section 3002-1-C), the notification shall call attention to such requirement.

ARTICLE 32

REPEAL

Section 3201.

1—Ordinance No. 372, approved August 9, 1923, and all supplements and amendments thereto shall be and the same are hereby repealed, provided such repeal shall not affect the right of the City to institute any action at law for the removal of living facilities constructed or installed under the provisions of the amending ordinance No. 50 approved February 23, 1946; and provided further that such repeal shall not affect ordinance No. 307, approved August 9, 1957, insofar as it requires the removal of certain advertising signs by the owners thereof.

2—That any other ordinance or part of an ordinance conflicting with the provisions of this ordinance shall be and the same is hereby repealed, insofar as it affects this ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 61, Page 665.

## No. 193

**AN ORDINANCE**—Establishing a schedule of fees for the administration of the Zoning Ordinance of the City of Pittsburgh.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the following schedule of fees is hereby established for the administration of the Zoning Ordinance of the City of Pittsburgh:

A. For the filing of an application for a new Conditional Use, or for the enlargement of a use which is subject to the Conditional Use provisions of the Zoning Ordinance:

If the use involves not more than fifty (50) parcels of property or part thereof, or more than a net land area of five (5) acres, forty (\$40.00) dollars. There shall be an additional charge for the area exceeding either fifty (50) parcels of property or a net land area of five (5) acres, at the rate of eight (\$8.00) dollars for each unit of ten (10) or fraction of ten (10) parcels, or part thereof, not exceeding one (1) acre.

B. For a change or modification of a Conditional Use previously approved, twenty (\$20.00) dollars.

C. For the filing of an application before the Board of Adjustment for an appeal for review and interpretation or for a variance, or for an application for a special exception, ten (\$10.00) dollars.

D. For the filing of an application for an occupancy permit or for a temporary certificate of occupancy:

(1) For a new structure, or for the alteration or enlargement of an existing structure where inspection for compliance and use is made concurrently with the inspection under the Building Code of the City of Pittsburgh, two (\$2.00) dollars;

(2) For a change in use, or a change to a greater intensity of use of an existing structure, five (\$5.00) dollars;

(3) For a new or changed use of land, five (\$5.00) dollars;

(4) For major excavating, grading or filling, ten (\$10.00) dollars.

E. For a copy of an occupancy permit or temporary certificate of occupancy, one (\$1.00) dollar.

F. For the filing of a petition for a change of district classification:

If the change involves not more than fifty (50) parcels of property or parts thereof or more than a net land area of five (5) acres, fifty (\$50.00) dollars. There shall be an additional charge for the area exceeding either fifty (50) parcels or a net land area of five (5) acres at the rate of ten (\$10.00) dollars for each unit of ten (10) or fraction of ten (10) parcels, or parts thereof, not exceeding one (1) acre.

G. For the introduction of an ordinance for amendment, supplement, reclassification or change of the regulations, district boundaries or classification of property:

(1) For an ordinance changing district classifications, preceded by a petition filed within six (6) months prior to the introduction of the ordinance and similar in its proposals to the ordinance, five (\$5.00) dollars;

(2) For an ordinance changing district classifications not preceded by a petition as in (1) above, same as for the filing of a petition, plus five (\$5.00) dollars;

(3) For any other ordinance, five (\$5.00) dollars.

H. For a copy of the Zoning Ordinance, two dollars and fifty cents (\$2.50). For a subscription to copies of amendments to the Zoning Ordinance, including the zoning map, one (\$1.00) dollar a year.

Section 2. Governmental agencies shall not be required to pay a fee under this Ordinance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 1.

## No. 194

**AN ORDINANCE**—Authorizing the City Controller to liquidate encumbered funds in various ordinances from prior years, which are charged to various Code Accounts in the Department of Water, and to revert the sums into the Unencumbered Balances of the parent Code Accounts.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller is hereby authorized and directed to liquidate the encumbrances against the following ordinances and revert the same into the Unencumbered Balance of the Code Account designated:—

CODE ACCOUNT No. 1706-1,  
AUTOMOTIVE EQUIPMENT

Ordinance No. 122, Date Approved 4/9/56.  
Title: Furnishing & Delivery of Automotive Equipment. Amount \$6,898.00

CODE ACCOUNT No. 1707,  
Rehabilitation and Reconditioning of Water System  
Ordinance No. 30, Date Approved 1/31/57.  
Title: Furnishing and Delivery of Filtration Hose. Amount -----\$280.00

CODE ACCOUNT No. 1708,  
Equipment and Machinery  
Ordinance No. 100, Date Approved 3/27/56., Title: Furnishing & Delivery of Street Hose, Administration & Distribution Divisions. Amount, \$130.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 2.

## No. 195

**AN ORDINANCE**—Authorizing and directing the Mayor and the Chairman of the City Planning Commission to enter into an agreement with the Urban Redevelopment Authority of Pittsburgh to provide for the performance of certain planning work for the Chateau Street West Urban Renewal Area Plan and Proposal by the Department of City Planning and for the payment of certain compensation to the City of Pittsburgh.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Chairman of the City Planning Commission be and they are hereby authorized and directed to enter into an agreement with the Urban Redevelopment Authority of Pittsburgh to provide for the performance of certain planning work for the Chateau Street West Urban Renewal Area Plan and Proposal by the Department of City Planning and for the payment of certain compensation to the City, the contract to be in substantially the following form:

### THIS AGREEMENT

MADE and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1958, by and between the CITY OF PITTSBURGH, PENNSYLVANIA, acting through the Department of City Planning (herein called the "Contractor")

### AND

URBAN REDEVELOPMENT AUTHORITY OF PITTSBURGH (herein called the "Authority").

### WITNESSETH

Whereas, the Authority, under date of October 2, 1957, contracted with the United States of America for the receipt of an "Advance" under Title I of the Housing Act of 1949, as amended, by all amendatory Acts including the Housing Act of 1954; and

Whereas, pursuant to said contract for an Advance, the Authority undertakes to conduct surveys and make plans necessary to prepare for and to effectuate a certain redevelopment and renewal project situated in the area described in the attached Exhibit "A"; and

Whereas, the Authority desires to engage the Contractor to render certain technical advice and assistance in the preparatory undertakings under the contract for Advance;

Now, Therefore, the parties hereto do mutually agree as follows:

I. Employment of Contractor. The Authority hereby engages the Contractor to perform, and the Contractor hereby agrees to perform, the professional services hereinafter set forth.

II. Area Covered. All the Contractor's services shall relate to the area within the Chateau Street West Urban Renewal Area designated by the City Planning Commission of Pittsburgh by the geographical description contained in the attached Exhibit "A"—or to such modification thereof mutually agreed upon by the parties hereto and with the consent of the Housing and Home Finance Agency as may seem reasonable and desirable as a result of the studies produced during the period of this contract—which area is more particularly described in Exhibit "A" attached hereto and made a part hereof.

III. Scope of Services. The Contractor shall do, perform, and carry out, in a diligent and proper manner satisfactory to—and with the direction and approval of—the Authority, the following services, in two parts:

Part A—Preliminary Surveys. The following services are to be performed within a period of six months from the date of this contract for the purpose of assisting the Authority in the preparation of the Project Eligibility and Relocation Report.

1—Consult with and advise the Authority with respect to the purposes and methods of all surveys which are directed to identifying and describing the characteristics of land and buildings and people and their inter-relationships, which surveys therefore disclose the maladjustments which need to be ameliorated or abated through the processes of planning and replanning and redevelopment and improvement which are contemplated by this renewal enterprise. These surveys will include a detailed survey of existing land uses (to be performed by the Department of City

Planning), an "every structure" survey based on the requirements respectively of the Pittsburgh Building Code and the Allegheny County Housing Regulations, (formerly the Pittsburgh Housing Code) to be performed by the Allegheny County Department of Health and the Bureau of Building Inspection of the Department of Safety of the City of Pittsburgh, and a site-occupants' census survey to be performed by the Authority.

- 2—Analyze and interpret the findings of the surveys of existing conditions—those above mentioned or other—in the light of planning factors and planning procedures with which said surveys have not been concerned, so that the determinations thus evolved may be the basis for the general treatment of the renewal and redevelopment area, and may also be helpful in solving corollary problems of relocation of displaced families and persons.
- 3—Prepare a preliminary or first generalization of the legally required "redevelopment area plan," which plan shall show—in sketch form when possible—but not be limited to:
  - a—Suggested future land uses.
  - b—Major traffic circulation channels.
  - c—General and any special pedestrian circulation.
  - d—Boundaries of project area, of major clearance areas, of rehabilitation or building reconditioning areas.
  - e—Population distribution and proposed ranges of density and permissible building coverage and intensity.
  - f—Proposed continuing controls of land uses, by a proposed zoning ordinance or by a currently effective ordinance, or by more precise and more appropriate "regulatory conditions running with the land."

Part B—The preparation of the elements of a Proposal as required by the Urban Redevelopment Law of the Commonwealth of Pennsylvania and the elements of an application to the Housing and Home Finance Agency for a Loan and Grant necessary for the redevelopment

ment of the urban renewal and redevelopment project including, but not limited to the following services which are to be performed within a period of twelve months commencing upon the approval by the Housing and Home Finance Agency of the Project Eligibility and Relocation Report and authorization by the Housing and Home Finance Agency to proceed with final planning for this project. Upon written notification to the Contractor by the Authority, the Contractor shall commence to perform services set forth as follows:

- 1—The project boundary and the boundaries of the part or parts of the project which are to be clearance areas, and the part or parts which are to be rehabilitation areas—either involving or not involving reconditioning of buildings.
- 2—Complete patterns of access street circulations within the total area together with the pattern of the "through traffic" thoroughfares which afford inter-area (inter-district) vehicular communication; and the relationships of these patterns to the important streets in adjacent areas. Street right-of-way widths shall be designated and the roadway widths in feet or number of lanes or both.
- 3—The pattern of mass transportation routes through and within the renewal and redevelopment area together with indication of new or changed routes in environmental areas resulting from the revised central area pattern.
- 4—The patterns of pedestrian circulation wherever, and to the extent that, these represent in whole or in part planning innovations and departures from traditional arrangements, in any case differentiating the same within areas of different land uses.
- 5—A comprehensive automobile parking pattern, entirely "off-street" or a combination of that method with—where feasible—parking within the street right-of-way abutting the private property line and the replacement of present sidewalk facility by pedestrian easement through private property.
- 6—Plans showing the locations of, and designating the types of: public

schools, public recreation facilities, and other community facilities intended to be retained with or without modification, those to be eliminated, and those which are to be new.

7—Regulations and continuing controls to be applied throughout the project area.

8—Illustrative exposition of the site plan, including aerial photographs, a model or models, and such drawings and other material as will clarify the plan and facilitate the earlier and fuller understanding of it.

9—A schematic plan of the new utilities to be constructed and the old utilities to be conserved.

10—A plan showing the rough grading necessary to prepare the clearance area or clearance areas for redevelopment.

11—The relationship of the renewal plan to local objectives.

12—A land acquisition plan and program which will set forth the methods to be used to acquire land and which will designate which properties are to be acquired.

13—The Contractor shall furnish all finally approved written material and reports produced under Section III, Part B, hereof on master multilith stencils and shall furnish all finally approved maps, plans and drawings produced under Section III, Part B, hereof on Sepia tracings. The Contractor further agrees that the Authority may reproduce any or all of the reports, plans, and drawings prepared under the provisions of this agreement.

IV. Data to be furnished to Contractor. The Authority will furnish copies of all information and data gathered during certain surveys and investigations necessary to form a basis for the planning and carrying out the project. These surveys and investigations shall include, but not be limited to, those indicated in Section III, Part A, of this contract.

#### V. Personnel.

A—The Contractor represents that he has, or will secure at his own expense, all personnel required in per-

forming the services under this contract. Such personnel shall not be employees of, or have any contractual relationship with, the Authority.

B—All of the services required hereunder will be performed by the Contractor or under his supervision, and all personnel engaged in the work shall be fully qualified and shall be authorized, or permitted under State and local law to perform such services.

C—None of the work or services covered by this contract shall be subcontracted without the prior written approval of the Authority.

#### VI. Compensation.

A—The Contractor shall be paid by the Authority as total compensation for the services rendered under Section III, Part A, of this agreement, \$5,000.00.

B—The Contractor shall be paid by the Authority as total compensation for the services rendered under Section III, Part B, of this agreement, \$35,000.00.

#### VII. Method of Payment.

A—The payment to the Contractor for the services covered by Section III, Part A, of this contract shall be made in six equal monthly installments of \$750.00 each, and a final payment of \$500.00 upon said services being satisfactorily completed as required hereunder, and as determined by the Authority. Payment of the monthly installments will commence one month after the date of this contract and will be made monthly thereafter upon receipt by the Authority from the Contractor of (1) a requisition for payment specifying that he has performed the work under this contract in conformance with the contract, and that he is entitled to receive the amount requisitioned under the terms of the contract; and (2) a progress report describing the work performed during the month for which payment is requisitioned.

B—The payment to the Contractor for the services covered by Section III, Part B, of this contract shall be made in twelve equal monthly installments of \$2,625.00 each, and a final payment of \$3,500.00 upon said services being



satisfactorily completed as required hereunder, and as determined by the Authority. Payment of the monthly installments will commence one month after the date of the order by the Authority to proceed with the work embraced under Section III, Part B, of this contract, and will be made monthly thereafter upon receipt by the Authority from the Contractor of (1) a requisition for payment specifying that he has performed the work under this contract in conformance with the contract, and that he is entitled to receive the amount requisitioned under the terms of the contract; and (2) a progress report describing the work performed during the month for which payment is requisitioned.

It is expressly understood and agreed that in no event will the total compensation and reimbursement, if any, to be paid hereunder exceed the maximum sum of \$40,000.00 for all of the services required.

VIII. Terms and Conditions. This agreement is subject to and incorporates the provisions attached hereto as Part II—Terms and Conditions (Form H-621-B, dated July, 1957).

IX. Effective date. This contract is effective April 1, 1958.

This Contract is entered into by the Contractor pursuant to Ordinance No. \_\_\_\_\_, approved \_\_\_\_\_

IN WITNESS WHEREOF the Authority and the Contractor have executed this agreement as of the date first above written.

CITY OF PITTSBURGH

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Chairman, City Planning  
Commission

Attest:

\_\_\_\_\_

\_\_\_\_\_

URBAN REDEVELOPMENT  
AUTHORITY OF PITTSBURGH

By \_\_\_\_\_  
Executive Director

Attest:

\_\_\_\_\_

Examined By:

-----  
Assistant City Solicitor

Approved as to Form:

-----  
City Solicitor

Countersigned:

-----  
City Controller

H-621B

(7-57)

Housing and Home Finance Agency  
URBAN RENEWAL ADMINISTRATION  
CONTRACT FOR PROFESSIONAL OR  
TECHNICAL SERVICES

PART II—TERMS AND CONDITIONS

1. Termination of Contract for Cause. If, through any cause, the Contractor shall fail to fulfill in timely and proper manner his obligations under this Contract, or if the Contractor shall violate any of the covenants, agreements, or stipulations of this Contract, the Local Public Agency shall thereupon have the right to terminate this Contract by giving written notice to the Contractor of such termination and specifying the effective date thereof, at least five days before the effective date of such termination. In such event, all finished or unfinished documents, data, studies, and reports prepared by the Contractor under this Contract shall, at the option of the Local Public Agency, become its property and the Contractor shall be entitled to receive just and equitable compensation for any satisfactory work completed on such documents.

Notwithstanding the above, the Contractor shall not be relieved of liability to the Local Public Agency for damages sustained by the Local Public Agency by virtue of any breach of the Contract by the Contractor, and the Local Public Agency may withhold any payments to the Contractor for the purpose of setoff until such time as the exact amount of damages due the Local Public Agency from the Contractor is determined.

2. Termination for Convenience of Local Public Agency. The Local Public Agency may terminate this Contract any time by a notice in writing from the

Local Public Agency to the Contractor. If the Contract is terminated by the Local Public Agency as provided herein, the Contractor will be paid an amount which bears the same ratio to the total compensation as the services actually performed bear to the total services of the Contractor covered by this Contract, less payments of compensation previously made: Provided, however, that if less than sixty per cent of the services covered by this Contract have been performed upon the effective date of such termination, the Contractor shall be reimbursed (in addition to the above payment) for that portion of the actual out-of-pocket expenses (not otherwise reimbursed under this Contract) incurred by the Contractor during the Contract period which are directly attributable to the uncompleted portion of the services covered by this Contract. If this Contract is terminated due to the fault of the Contractor, Section I hereof relative to termination shall apply.

3. Changes. The Local Public Agency may, from time to time, request changes in the scope of the services of the Contractor to be performed hereunder. Such changes, including any increase or decrease in the amount of the Contractor's compensation, which are mutually agreed upon by and between the Local Public Agency and the Contractor, shall be incorporated in written amendments to this Contract.

4. Personnel .a. The Contractor represents that he has, or will secure at his own expense, all personnel required in performing the services under this Contract. Such personnel shall not be employees of or have any contractual relationship with the Local Public Agency.

b. All the services required hereunder will be performed by the Contractor or under his supervision and all personnel engaged in the work shall be fully qualified and shall be authorized or permitted under State and local law to perform such services.

c. No person who is serving sentence in a penal or correctional institution shall be employed on work under this Contract.

5. Anti-Kickback Rules. Salaries of architects, draftsmen, technical engineers and technicians performing work

under this Contract shall be paid unconditionally and not less often than once a month without deduction or rebate on any account except only such payroll deductions as are mandatory by law or permitted by the applicable regulations issued by the Secretary of Labor pursuant to the "Anti-Kickback Act" of June 13, 1934 (48 Stat. 948; 62 Stat. 740; 63 Stat.108; title 18 U.S.C., section 874; and title 40 U.S.C., section 276c). The Contractor shall comply with all applicable "Anti-Kickback" regulations and shall insert appropriate provisions in all subcontracts covering work under this Contract to insure compliance by subcontractors with such regulations, and shall be responsible for the submission of affidavits required of subcontractors thereunder except as the Secretary of Labor may specifically provide for variations of or exemptions from the requirements thereof.

6. Withholding of Salaries. If, in the performance of this Contract, there is any underpayment of salaries by the Contractor or by any subcontractor thereunder, the Local Public Agency shall withhold from the Contractor out of payments due to him an amount sufficient to pay to employees underpaid the difference between the salaries required hereby to be paid and the salaries actually paid such employees for the total number of hours worked. The amounts withheld shall be disbursed by the Local Public Agency for and on account of the Contractor or subcontractor to the respective employees to whom they are due.

7. Claims and Disputes Pertaining to Salary Rates. Claims and disputes pertaining to salary rates or to classifications of architects, draftsmen, technical engineers, and technicians performing work under this Contract shall be promptly reported in writing by the Contractor to the Local Public Agency for the latter's decision which shall be final with respect thereto.

8. Nondiscrimination. There shall be no discrimination against any employee who is employed in the work covered by this Contract, or against any applicant for such employment, because of race, religion, color, or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion, or transfer; recruit-

ment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. In case of any subcontracting of the work covered by this Contract, the Contractor shall insert the preceding two sentences in its agreements with such subcontractors. The Local Public Agency, if required by the terms of its Contract with the Federal government hereinbefore mentioned, shall furnish the Contractor with nondiscrimination posters, which the Contractor shall display in conspicuous places readily seen by employees and applicants for employment.

G 9. Discrimination Because of Certain Labor Matters. No person employed on the work covered by this Contract shall be discharged or in any way discriminated against because he has filed any complaint or instituted or caused to be instituted any proceeding or has testified or is about to testify in any proceeding under or relating to the labor standards applicable hereunder to his employer.

10. Compliance with Local Laws. The Contractor shall comply with all applicable laws, ordinances, and codes of the State and local governments, and shall commit no trespass on any public or private property in performing any on the work embraced by this Contract.

11. Subcontracting. None of the services covered by this Contract shall be subcontracted without the prior written consent of the Local Public Agency. The Contractor shall be as fully responsible to the Local Public Agency for the acts and omissions of his subcontractors, and of persons either directly or indirectly employed by them, as he is for the acts and omissions of persons directly employed by him. The Contractor shall insert in each subcontract appropriate provisions requiring compliance with the labor standards provisions of this Contract.

12. Assignability. The Contractor shall not assign any interest in this Contract, and shall not transfer any interest in the same (whether by assignment or novation) without the prior written approval of the Local Public Agency: Provided, however, that claims for money due or to become due the Contractor from the Local Public Agency under this

Contract may be assigned to a bank, trust company, or other financial institution, or to a Trustee in Bankruptcy, without such approval. Notice of any such assignment or transfer shall be furnished promptly to the Local Public Agency.

13. Interest of Members of Local Public Agency. No member of the governing body of the Local Public Agency, and no other officer, employee, or agent of the Local Public Agency who exercises any functions or responsibilities in connection with the carrying out of the Project to which this Contract pertains, shall have any personal interest, direct or indirect, in this Contract.

14. Interest of Other Local Public Officials. No member of the governing body of the locality in which the Project Area is situated, and no other public official of such locality, who exercises any functions or responsibilities in the review or approval of the carrying out of the Project to which this Contract pertains, shall have any personal interest, direct or indirect, in this Contract.

15. Interest of Certain Federal Officials. No member of or Delegate to the Congress of the United States, and no Resident Commissioner, shall be admitted to any share or part of this Contract or to any benefit to arise herefrom.

16. Interest of Contractor. The Contractor covenants that he presently has no interest and shall not acquire any interest in the above described project area which would conflict in any manner or degree with the performance of his services hereunder. The Contractor further covenants that in the performance of this Contract no person having any such interest shall be employed.

17. Findings Confidential. All of the reports, information, data, etc., prepared or assembled by the Contractor under this Contract are confidential and the Contractor agrees that they shall not be made available to any individual or organization without the prior written approval of the Local Public Agency.

The urban renewal area is that certain area locally known or proposed to be known as the "Chateau Street" Urban Renewal Area situated in the City of Pittsburgh, County of Allegheny, Com-

monwealth of Pennsylvania, and bounded generally as follows:

BEGINNING at the intersection of the Ohio River with Chateau Street; thence in a northwesterly direction along the Ohio River to its intersection with Beaver Avenue; thence in a northerly direction along Beaver Avenue to its intersection with North Avenue West; thence in a westerly direction along North Avenue West to its intersection with Preble Avenue; thence in a northerly direction along Preble Avenue to its intersection with Pennsylvania Avenue; thence in an easterly direction along Pennsylvania Avenue to its intersection with Metropolitan Street; thence in a northerly direction along Metropolitan Street to its intersection with Liverpool Street; thence in a westerly direction along Liverpool Street to its intersection with Preble Avenue; thence in a northerly direction along Preble Avenue to its intersection with Franklin Street; thence in a westerly direction along Franklin Street, extended, to its intersection with the Ohio River; thence in a northerly direction along the Ohio River to its intersection with Juniata Street, extended, to its intersection with Preble Avenue; thence in a northerly direction along Preble Avenue to its intersection with Seymour Street; thence in an easterly direction along Seymour Street to its intersection with Beaver Avenue; thence in a northerly direction along Beaver Avenue to its intersection with Island Avenue; thence in a westerly direction along Island Avenue to its intersection with Preble Avenue; thence in a northerly direction along Preble Avenue to its intersection with Superior Avenue; thence in an easterly direction along Superior Avenue to its intersection with Festmar Street; thence in a southerly direction along Westmar Street to its intersection with the Pennsylvania Railroad Right-of-Way; thence in a southeasterly direction various courses and distances along the Pennsylvania Railroad Right-of-Way to its intersection with Island Avenue; thence in an easterly direction along Island Avenue to its intersection with Chateau Street; thence in a southerly direction along Chateau Street to its intersection with the Ohio River, the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 3.

## No. 196

**AN ORDINANCE**—Accepting the dedication from Public Parking Authority of Pittsburgh of certain premises in the Second Ward as a public street or alley, opening the same as a public street or alley to be known as Mentor Way, and fixing the grade thereof.

Whereas, Public Parking Authority of Pittsburgh has tendered to the City of Pittsburgh, a Deed conveying certain premises in the Second Ward of the City of Pittsburgh, described in Section 2 hereof, for use as a public street or alley and agreeing therein to grade, pave and curb the same; and

Whereas, the acceptance and opening thereof as a public street or alley will be highly beneficial to the City of Pittsburgh and its citizens;

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the certain parcel of land in the Second Ward of the City of Pittsburgh, described in Section 2 hereof, conveyed to the City of Pittsburgh by Deed of Public Parking Authority of Pittsburgh dated April 28th, 1958, be and the same hereby is accepted for street purposes.

Section 2. That the following described premises conveyed to the City of Pittsburgh by the above Deed of Public Parking Authority of Pittsburgh be hereby opened as a public street or alley, to be known as Mentor Way, to the grade shown on the engineering plans and drawings filed with the Department of Public Works of the City of Pittsburgh designated as Sheets Nos. 1 and 2 of Survey Plan No. 3397:

ALL that certain lot or piece of ground situate in the Second Ward in the City of Pittsburgh, County of Allegheny, Commonwealth of Pennsylvania, being more fully bounded and described ac-

cording to United States Standard Measure as follows to-wit:

BEGINNING at a point on the westerly side of Sixth Street which point is distant along said side of Sixth Street North 16° 46' 30" West, 167.40 feet from the northwesterly corner of Penn Avenue and Sixth Street, said point being also distant along said side of Sixth Street North 16° 46' 30" West 21.23 feet from the dividing line between lands of Public Parking Authority of Pittsburgh and lands now or late of Daniel Makrauer; thence South 73° 13' 30" West a distance of 77.23 feet to a point of curve; thence by the arc of a circle curving to the left and having a radius of 9.46 feet, a distance of 4.95 feet to a point of tangent; thence South 43° 13' 30" West a distance of 29.23 feet to a point of curve; thence by the arc of a circle curving to the left and having a radius of 6 feet, a distance of 6.28 feet to a point on the easterly side of Mentor Way, which point is distant along said side of Mentor Way North 16° 46' 30" West, 146.42 feet from the northeasterly corner of Penn Avenue and Mentor Way, said point being also distant along said side of Mentor Way North 16° 46' 30" West, 0.25 feet from the dividing line between lands of Public Parking Authority of Pittsburgh and lands now or late of Daniel Makrauer; thence by said easterly side of Mentor Way North 16° 46' 30" West, a distance of 26.87 feet to a point; thence North 43° 13' 30" East a distance of 13.48 feet to a point of curve; thence by the arc of a circle curving to the right and having a radius of 18.90 feet, a distance of 19.79 feet to another point of curve; thence by the arc of a circle curving to the left and having a radius of 18.90 feet, a distance of 9.90 feet to a point of tangent; thence North 73° 13' 30" East, a distance of 70.25 feet to the westerly side of Sixth Street; and thence by said westerly side of Sixth Street South 16° 46' 30" East, a distance of 10.00 feet to the point at the place of beginning.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 10.

## No. 197

**AN ORDINANCE**—Accepting the dedication of Kearns Place, as laid out in "Arnold Acres Plan of Lots Addition No. 1" and "Arnold Acres Plan of Lots Addition No. 2," from Kearns Avenue to the southerly terminus of Kearns Place in the Twenty-eighth Ward of the City of Pittsburgh, by Raymond J. Kronz and Elizabeth P. Kronz, his wife, for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway thereof, establishing the grade thereof and accepting the grading, paving, curbing and sewerage thereof.

Whereas, Raymond J. Kronz and Elizabeth P. Kronz, his wife, owners of property in the Twenty-eighth Ward of the City of Pittsburgh, laid out in "Arnold Acres Plan of Lots Addition No. 1" and "Arnold Acres Plan of Lots Addition No. 2," have located a certain Kearns Place thereon and executed a certain Deed of Dedication on said plans for all ground covered by said street to said City for public highway purposes, and

Whereas, Raymond J. Kronz and Elizabeth P. Kronz, his wife, have graded, paved, curbed, and sewerage said street between the above named terminals, as laid out in the above named plans, at their own cost and expense, and

Whereas, it is desired that the City of Pittsburgh accept said street and improvements as part of the City's system of improved highways, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the dedication of Kearns Place, as laid out in "Arnold Acres Plan of Lots Addition No. 1," of Acres Plan of Lots Addition No. 1," of record in the Recorder's Office of Allegheny County in Plan Book Volume 58, Pages 34 and 35, and "Arnold Acres Plan of Lots Addition No. 2," of record in the Recorder's Office of Allegheny County in Plan Book Volume 58, Pages 146-148, from Kearns Avenue to the southerly terminus of Kearns Place, in the Twenty-eighth Ward of the City of Pittsburgh, shall be and the same is hereby accepted.

Section 2. Kearns Place, as aforesaid dedicated to said City for public highway purposes, shall be and the same is hereby accepted.

way purposes, between the above named terminals, shall be and the same is hereby opened as a public highway and is hereby named "Kearns Place."

Section 3. The width and position of the sidewalks and roadway of Kearns Place, between the above named terminals, shall be and the same are hereby fixed in conformity with the street as now improved, the same being described as follows, to-wit:

The sidewalks shall each have a uniform width of 5.0 feet, lying along and contiguous to the respective street lines.

The roadway from Kearns Avenue to the dividing line between "Arnold Acres Plan of Lots Addition No. 1" and "Arnold Acres Plan of Lots Addition No. 2," shall have a uniform width of 22.0 feet, lying between the above described sidewalks; thence to the southerly terminus shall have a variable width ranging from 22.0 feet at the dividing line between the above named plans to a maximum of 70.0 feet at the center of the roadway traffic circle.

Section 4. The grade of the center line of the roadway of Kearns Place, from Kearns Avenue to the southerly terminus, shall be and the same is hereby established in conformity with the street as now improved and as herein-after described, to-wit:

BEGINNING at the northerly 20.0 foot line of Kearns Avenue at an elevation of 1058.50 feet; thence falling at the rate of 2.00% for a distance of 15.0 feet to a point of curve to an elevation of 1058.20 feet; thence falling and rising by a concave parabolic curve for a distance of 50.00 feet to a point of tangent to an elevation of 1060.45 feet; thence rising at the rate of 11.00% for a distance of 150.00 feet to a point of curve to an elevation of 1076.95 feet; thence rising by a convex parabolic curve for a distance of 50.00 feet to a point of tangent to an elevation of 1080.95 feet at the southerly terminus.

Section 5. The grading, paving, curbing, and sewerage of Kearns Place, between the above named terminals, shall be and the same are hereby accepted and declared to be public improvements of the City of Pittsburgh.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 11.

## No. 198

**AN ORDINANCE**—Making an additional appropriation of \$17,100.00 to Code Account No. 57, Social Security Fund, for the purpose of providing sufficient funds to cover payments to the United States Government for coverage of employees of the Allegheny County Health Department participating in the Federal Social Security Program as of January 1, 1956, and who were employees of the City of Pittsburgh Department of Public Health during the calendar year beginning January 1, 1956.

Whereas, the sum of \$312,000.00 was appropriated to Code Account No. 57, Social Security Fund, by Ordinance No. 514, approved December 21, 1956; and,

Whereas, the sum of \$300,000.00 was appropriated to said Code Account by Ordinance No. 479, approved December 17, 1957; and,

Whereas, by virtue of Resolution No. \_\_\_\_\_, approved \_\_\_\_\_ 1958, providing for payment of the employer's contribution for coverage of those employees of the Allegheny County Health Department who were employees of the City of Pittsburgh Department of Public Health during the calendar year beginning January 1, 1956, additional funds are required for payment to the United States Government; and,

Whereas, a Certificate of Emergency, signed by the Mayor and the City Controller, relating to this matter, has been filed with the Council of the City of Pittsburgh; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the additional sum of \$17,100.00 be and the same is hereby appropriated to Code Account No. 57, Social Security Fund, for the purpose of providing sufficient funds to cover pay-

ments to the United States Government for coverage of employees of the Allegheny County Health Department participating in the Federal Social Security Program as of January 1, 1956, and who were employees of the City of Pittsburgh Department of Public Health during the calendar year beginning January 1, 1956. Said payments not to exceed the aforesaid \$17,100.00 shall be paid by the City of Pittsburgh into the Social Security Fund established by the County of Allegheny for payment of employer's contribution under the Social Security Program.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 12.

## No. 199

**AN ORDINANCE**—Granting unto the Civic Center Motor-Hotel, Inc., 3918 Forbes Avenue, Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense a reinforced concrete vault with fixed and hinged steel grating to be used for electrical purposes; vault to be in the southerly sidewalk area of Forbes Avenue, Fourth Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Civic Center Motor-Hotel, Inc., its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use, at its own cost and expense a reinforced concrete vault with fixed and hinged steel grating to be used for electrical purposes, vault to be in the southerly sidewalk area of Forbes Avenue, Fourth Ward, Pittsburgh, Pennsylvania.

The vault to be constructed by virtue of this Ordinance is to have its top level with curb grade and is to occupy a portion of the southerly sidewalk area at

3918 Forbes Avenue, bounded and described as follows:

Beginning at a point on the southerly line of Forbes Avenue distant 194' 0" east of the easterly line of South Boquet Street, thence extending easterly along the easterly line of Forbes Avenue a distance of 14' 0" and protruding into said avenue a distance of 5' 0"; the said vault to be constructed of reinforced concrete with fixed and hinged steel grating, vault to have a maximum depth of 9' 0" below curb grade.

The said vault shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-806 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said reinforced concrete vault with fixed and hinged steel grating, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the location and all details for the said construction, said plans and the said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repairing and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.



Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months' written notice through the proper officers, pursuant to a resolution or ordinance of Council to the said Civic Center Motor-Hotel, Inc., its successors or assigns, to that effect, and that the said Grantee shall when so notified at the expiration of the said six (6) months, forthwith remove said construction and replace the street to its original condition, at its own cost and expense.

Section 6. The Grantee assumes all liability, if any, of the City of Pittsburgh, arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said Civic Center Motor-Hotel, Inc., its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the said Civic Center Motor-Hotel, Inc., its successors or assigns, and shall pay to the City Treasurer a permit fee of \$100.00 for the said reinforced concrete vault with fixed and hinged steel grating, and an annual inspection fee of \$.01 per cubic foot.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 13.

## No. 200

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$6,689.12, for payment of employees, Department of

Lands and Buildings and Department of Water, whose names will appear on a special payroll submitted for the period from October 1, 1957 to December 31, 1957; and for the period from January 1, 1958, to March 31, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law.

Whereas, Certain employees of the Department of Lands and Buildings and Department of Water, performed overtime work for the period from October 1, 1957 to December 31, 1957, and from January 1, 1958, to March 31, 1958, for the benefit of the City without previous authority of law; and

Whereas, A Certificate of Emergency signed by the Mayor and the City Controller relating to this matter has been filed with Council; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Payroll Account of the City of Pittsburgh, in an amount not exceeding \$6,689.12, for payment to employees in Department of Lands and Buildings and Department of Water, whose names will appear on a special payroll submitted for the period from October 1, 1957 to December 31, 1957; and for the period from January 1, 1958 to March 31, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law, and charge same to the following code accounts:

Code Account No.	Amount
<b>DEPARTMENT OF LANDS AND BUILDINGS</b>	
Bureau of Repairs	
1366 Salaries and Wages, Regular and Temporary Employees	\$ 109.60
<b>DEPARTMENT OF WATER</b>	
Filtration Division	
1743 Wages, Temporary Employees	\$ 83.00
Mechanical Division	
1756 Salaries and Wages, Regular Employees	\$ 416.12

1757	Wages, Temporary Em-	
	ployees -----	532.43
1761	Wages, Regular	
	Employees -----	303.95

Distribution Division

1775	Salaries and Wages, Reg-	
	ular and Temporary Em-	
	ployees -----	\$1,455.01

Total, 4th Quarter, 1957--\$2,900.11

DEPARTMENT OF LANDS AND  
BUILDING

Bureau of Repairs

1366	Salaries and Wages, Regu-	
	lar and Temporary Em-	
	ployees -----	\$ 36.00

DEPARTMENT OF WATER

Filtration Division

1743	Wages, Temporary	
	Employees -----	\$ 109.20

Mechanical Division

1756	Salaries and Wages, Regu-	
	lar Employees -----	\$ 740.40

1757	Wages, Temporary	
	Employees -----	66.70

1761	Wages, Regular Employees	63.12
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Distribution Division

1775	Salaries and Wages, Regu-	
	lar and Temporary Em-	
	ployees -----	\$2,773.59

Total, 1st Quarter 1958--\$3,789.01

GRAND TOTAL ----\$6,689.12

Section 2. That any Ordinance or part, of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 15.

## No. 201

**AN ORDINANCE**—Amending Ordinance No. 1, approved January 24, 1958, entitled, "An Ordinance authorizing the issuance of a warrant in favor of the

Payroll Account of the City of Pittsburgh, in an amount not exceeding \$2,810.00, for payment of employees, Department of Lands and Buildings, whose names will appear on a special payroll submitted for the period from October 1, 1957, to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law," by adding thereto the words, "and for the period from January 1, 1957, to December 31, 1957."

Whereas, a certificate of emergency, signed by the Mayor and the City Controller relating to this matter has been filed with Council; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 1, approved January 24, 1958, entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount not exceeding \$2,810.00, for payment of employees, Department of Lands and Buildings, whose names will appear on a special payroll submitted for the period from October 1, 1957, to December 31, 1957, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law," be amended by adding thereto the words, "and for the period from January 1, 1957, to December 31, 1957."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 16.

## No. 202

**AN ORDINANCE**—Transferring the sum of \$3,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1467-1, Dredging River Bed for Fire Boat Dock, Bureau of Fire, Department of Public Safety.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$3,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1467-1, Dredging River Bed for Fire Boat Dock, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 17.

## No. 203

**AN ORDINANCE**—Transferring the sum of \$43,627.00 from Code Account No. 1707, Rehabilitation and Reconditioning of Water System, Administration Division, to Code Account No. 1775, Salaries and Wages, Regular and Temporary Employees, Distribution Division.

Whereas, A Certificate of Emergency signed by the Mayor and the City Controller of the City of Pittsburgh, relating to this matter has been filed with the Council, Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$43,627.00 from Code Account No. 1707, Rehabilitation and Reconditioning of the Water System, Administration Division, to Code Account No. 1775, Salaries and Wages, Regular and Temporary Employees, Distribution Division, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 17.

## No. 204

**AN ORDINANCE**—Repealing Ordinance No. 350, approved September 19, 1957, entitled "An Ordinance providing for a contract, or contracts, for Concrete Encasement of the City's Water Main Trunk Line at Station 4+76 in Millvale Borough, and pertinent work thereto, and providing for the payment of the cost thereof."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Ordinance No. 350, approved September 19, 1957, entitled, "An Ordinance providing for a contract or contracts, for Concrete Encasement of the City's Water Main Trunk Line at Station 4+76 in Millvale Borough, and pertinent work thereto, and providing for the payment of the cost thereof," shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 17.

## No. 205

**AN ORDINANCE**—Providing for a contract or contracts for Rehabilitation and Modernization of Electrical Switchgear and Appurtenances at Howard Pumping Station, Department of Water, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for Rehabilitation and Modernization of Electrical Switchgear and Appurtenances at Howard Pumping Station, Department of Water, and appurtenant work thereto in an amount not exceeding \$30,000.00,

payable from Code Account No. 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 18.

## No. 206

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Nature Museum in Frick Park, East of Beechwood Boulevard in the vicinity of the existing Office Building, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with an Architect or Architects for architectural services including the preparation of preliminary studies, design calculations, necessary consultations, working drawings and specifications, the preparation of perspective renderings, and the required supervision and other work incidental thereto in conjunction with the construction of a Nature Museum in Frick Park, East of Beechwood Boulevard in the vicinity of the existing Office Building; the total fee payable to the Architect or Architects is not to exceed the sum of \$15,700.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 18.

## No. 207

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Service Unit and related facilities in Frick Park located East of Beechwood Boulevard and North of English Lane, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with an Architect or Architects for architectural services including the preparation of preliminary studies, design calculations, necessary consultations, working drawings and specifications, the preparation of perspective renderings, and the required supervision and other work incidental thereto in conjunction with the construction of a Service Unit and related facilities in Frick Park located East of Beechwood Boulevard and North of English Lane; the total fee payable to the Architect or Architects is not to exceed the sum of \$10,700.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 19.

## No. 208

**AN ORDINANCE**—Authorizing a contract or contracts for the dredging

of the harbor facilities for the Police and Fire Boats, left bank of the Monongahela River at Fourth Street, South Side, Pittsburgh, Pa., for the Department of Lands and Buildings and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the dredging of the harbor facilities for the Police and Fire Boats, on the left bank of the Monongahela River at Fourth Street, South Side, Pittsburgh, Pa., in accordance with the laws and ordinances governing said City at a cost not to exceed the sum of \$3,000.00, appropriated from and chargeable to Code Account No. 1467-1, Dredging River Bed for Fire Boat Dock, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 19.

## No. 209

**AN ORDINANCE**—Authorizing a contract or contracts for the masonry pointing and cleaning of the No. 1 Police Station at Water and Short Streets, Pittsburgh, Pa., for the Department of Lands and Buildings and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the masonry pointing and cleaning of the No. 1 Police Station at Water and Short Streets,

Pittsburgh, Pa., in accordance with the laws and ordinances governing said City at a cost not to exceed the sum of \$6,000.00, including architectural services and other necessary expenses appropriated from and chargeable to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 20.

## No. 210

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Buckets, for the Warehouse, Department of Supplies, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Buckets for the Warehouse, Department of Supplies, at a cost not to exceed the total sum of \$1,400.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. S. T. F., Warehouse, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 20.

## No. 211

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Tools for Sewer Cleaning Machine for the Bureau of Bridges, Highways and Sewers. Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Tools for Sewer Cleaning Machine for the Bureau of Bridges, Highways and Sewers, Department of Public Works, at a cost not to exceed the total sum of \$1,500.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1641-1, Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Approver May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 21.

## No. 212

**AN ORDINANCE**—Re-establishing the grade of Belhurst Avenue, from Windgap Avenue to Warfle Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the north curb line of Belhurst Avenue, from Windgap Avenue to Warfle Street, be and he same is hereby re-established as follows, to-wit:

BEGINNING at the easterly 10-foot curb line of Windgap Avenue at an elevation of 832.69 feet; thence level for a distance of 2.83 feet to a point of curve; thence by a convex parabolic curve for a distance of 80.00 feet to a point of tangent to an elevation of 830.29 feet; thence descending at the rate of 6% for a distance of 124.67 feet to a point to an elevation of 822.81 feet; thence descending at the rate of 7.51% for a distance of 27.50 feet to a point of curve to an elevation of 820.75 feet; thence by a concave parabolic curve for a distance of 30.00 feet to a point of tangent at the westerly line of Merle Street, to an elevation of 819.62 feet; thence descending at the rate of 0.875% for a distance of 40.00 feet to a point of curve at the easterly line of Merle Street; thence by a convex parabolic curve for a distance of 30.00 feet to a point of tangent to an elevation of 818.14 feet; thence descending at the rate of 5.3% for a distance of 337.55 feet to a point of curve to an elevation of 800.25 feet; thence by a concave parabolic curve for a distance of 30.00 feet to the westerly 7-foot line of Warfle Street at an elevation of 799.46 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 21.

## No. 213

**AN ORDINANCE** — Establishing the grade of McKenna Avenue, from the angle in the City Line at the east line of Arnold Acres Plan to Poplar Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the general center line of McKenna Avenue being also the line dividing the City of Pittsburgh and the Borough of Greentree, from the angle in the City Line at the east line of Arnold Acres Plan to Poplar Street, be and the same is hereby established as follows, to-wit:

BEGINNING at the said angle in the City Line at Station 9+52.09 at an elevation of 1098.68 feet; thence by a portion of a convex parabolic curve with a total length of 150.00 feet, a point of curve elevation at 1104.85 feet, and an apex elevation of 1104.10 feet, to a point of tangent at Station 9+65 at an elevation of 1097.60 feet; thence descending at the rate of 8.67% to a point of curve at Station 11+60 at an elevation of 1080.70 feet; thence by a concave parabolic curve to a point of tangent at Station 12+80 at an elevation of 1073.47 feet; thence descending at the rate of 3.40% to a point of curve at Station 15+25 at an elevation of 1065.15 feet; thence by a convex parabolic curve to a point of tangent at Station 16+75 at an elevation of 1055.67 feet; thence descending at the rate of 9.24% to a point of curve at Station 19+95 at an elevation of 1026.12 feet; thence by a convex parabolic curve to a point of tangent at Station 20+95 at an elevation of 1015.17 feet; thence descending at the rate of 12.65% to a point of curve at Station 22+90 at an elevation of 990.51 feet; thence by a concave parabolic curve to a point of tangent at Station 23+40 at an elevation of 986.83 feet; thence descending at the rate of 2.06% to the intersection of the east curb line of Poplar Street at Station 23+66.94 at an elevation of 986.27 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 22.

## No. 214

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Strachan Avenue, from Potomac Avenue to Ordinance Avenue, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs,

damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Strachan Avenue, from Potomac Avenue to Ordinance Avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Strachan Avenue, from Potomac Avenue to Ordinance Avenue, be graded, paved and curbed, and other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Strachan Avenue, from Potomac Avenue to Ordinance Avenue, and other work incidental thereto, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-Four Thousand (\$34,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance, or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1958.

Approved May 10, 1958.

Ordinance Book 62, Page 23.

## No. 215

**AN ORDINANCE** — Vacating Altheim Street from the easterly line of Mainland Street to the westerly line of the Summer Hill Plan; Arens Street from Zurich Street to Duro Way; Arens Street and Arens Way from Langsdale Street to Altheim Street; Chicago Street from Mainland Street to the extension of the westerly line of Lot No. 1 in the William Hazlett Plan; Duro Way from the easterly line of Mainland Street to a line 80.0 feet west of Arens Street; Gilchrist Street and Gilchrist Way from Essen Street to Duro Way; Hazlett Street from Arens Street to Mainland Street; Hazlett Street from Mainland Street to Banks Street; Irenee Street from Altheim Street to the southerly terminus; Lamar Street from Gilchrist Street and Gilchrist Way to a line 173.40 feet eastwardly from the easterly line of Gilchrist Way; Lamar Street from Williams Road to its terminus at the line of Reserve Township; Langsdale Street from the westerly line of Arens Street to the easterly line of Newview Street; Mainland Street from the southerly line of Duro Way to the extension of the easterly line of Lot No. 65 in the William Hazlett Plan; Mainland Street from the extension of the easterly line of Lot No. 64 in the William Hazlett Plan to the northerly line of Altheim Street; Moschell Street from Essen Street to Maguire Street; Newview Street from the southerly line of Langsdale Street to Mainland Street; Ode Street from Mainland Street to Irenee Street; Penfort Street from Elmerton Street to Newview Street; Stadt Street from Mainland Street to the west line of the Summer Hill Plan; Swindell Street from Gilchrist Street to its easterly terminus; Unnamed 25-foot Street from Moschell Street to Maguire Street; Zurich Street from Arens Street to Mainland Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the following streets be and the same are hereby vacated, namely:

**ALTHEIM STREET** from the easterly line of Mainland Street to the westerly line of the Summer Hill Plan of Lots, as recorded in Plan Book Volume 22, Page 83; the northerly line of Altheim Street being the line of Reserve Township.

**ARENS STREET** from Zurich Street to Duro Way.

**ARENS STREET AND ARENS WAY** from Langsdale Street to Altheim Street.

**CHICAGO STREET** from Mainland Street to the extension of the westerly line of Lot No. 1 in the William Hazlett Plan, recorded in Plan Book Volume 5, Page 42.

**DURO WAY** from the easterly line of Mainland Street to a line 80.0 feet west of Arens Street.

**GILCHRIST STREET AND GILCHRIST WAY** from Essen Street to Duro Way.

**HAZLETT STREET** from Arens Street to Mainland Street.

**HAZLETT STREET** from Mainland Street to Banks Street; the westerly line of Banks Street being the line of Reserve Township.

**IRENEE STREET** from Altheim Street to the southerly terminus.

**LAMAR STREET** from Gilchrist Street and Gilchrist Way to a line 173.40 feet eastwardly from the easterly line of Gilchrist Way.

**LAMAR STREET** from the northerly line of Williams Road extended to its terminus at the line of Reserve Township.

**LANGSDALE STREET** from the westerly line of Arens Street to the easterly line of Newview Street.

**MAINLAND STREET** from the southerly line of Duro Way to the extension of the easterly line of Lot No. 65 in the William Hazlett Plan, as recorded in Plan Book Volume 58, Page 42.

**MAINLAND STREET** from the extension of the easterly line of Lot No. 64 in the William Hazlett Plan, as recorded



In Plan Book Volume 5, Page 42, to the northerly line of Altheim Street.

MOSCHELL STREET from Essen Street to Maguire Street.

NEWVIEW STREET from the southerly line of Langsdale Street to Mainland Street.

ODE STREET from Mainland Street to Irenee Street.

PENFORT STREET from Eimerton Street to Newview Street.

STADT STREET from Mainland Street to the west line of the Summer Hill Plan, as recorded in Plan Book Volume 22, Page 83.

SWINDELL STREET from Glichrist Street to its easterly terminus.

UNNAMED 25-FOOT STREET from Moschell Street to Maguire Street.

ZURICH STREET from Arens Street to Mainland Street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 24.

## No. 216

**AN ORDINANCE**—Authorizing the issuance of warrants in favor of the following:

Campbell Coal Company, Coal	\$1,631.57
Dravo-Doyle Corp., Salamanders	152.00
Gulf Oil Corp., Gasoline	14.67
Hagan Chemicals & Controls, Chemicals for Boiler Water Cond.	9.80
Olson Radio Whse. of Pgh., Electronics Devices for Police	538.85
Parmelee Motor Fuel Co., Trojan Grease	7.50
Service Sales of Pgh. Generator	86.55
Adolf Sufrin, Office Furniture and Equip	956.62

Pgh. Office Furniture & Equip. Co., Office Furniture & Equip.	625.68
Yawman & Erbe Mfg. Co., Office Furniture & Equip.	150.50
D. S. Gallatin, Office Furniture and Equip.	26.00
M. B. Long, Hand Dryers	249.50

For Materials Furnished for the Benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, warrants as follows:

Campbell Coal Company, in the sum of \$1,631.57 for Coal for the Municipal Hospital, for the Bureau of Accounts and Administration, Department of Lands and Buildings, payable from Code Account No. 42.

Dravo-Doyle Company, in the sum of \$152.00 for Salamanders to augment the steam heating system at Phipps Conservatory, Bureau of Administration, Department of Parks and Recreation, payable from Code Account No. 1808.

Gulf Oil Corporation, in the sum of \$14.67 for Gasoline to transport wrecked pumper to Seagrave Corp. in Columbus, Ohio, Bureau of Automotive Equipment, Department of Public Works, payable from Code Account No. 1514-1.

Hagan Chemicals & Controls, in the sum of \$9.80 for Chemicals for Boiler Water Conditioning, Bureau of Administration, Department of Parks and Recreation, payable from Code Account No. 1802.

Olson Radio Warehouse of Pgh., in the sum of \$538.85, for Electronic Devices for Police, Bureau of Police, Department of Public Safety, payable from Code Account No. 1452-1.

Parmelee Motor Fuel Co., in the sum of \$7.50 for Trojan Grease for Air Raid Sirens, Bureau of Automotive Equipment, Department of Public Works, payable from Code Account No. 1514-2.

Service Sales of Pgh., in the sum of \$86.55, for Generator for Chief Adley's car, Bureau of Automotive Equipment,

Department of Public Works, payable from Code Account No. 1515-1.

Adolph Sufrin, in the sum of \$956.62 for Office Furniture and Equipment, Surplus Food Division, Department of Supplies, payable from Code Account No. 1140.

Pgh. Office Furniture & Equipment Co., in the sum of \$625.68, for Office Furniture and Equipment, Surplus Food Division, Department of Supplies, payable from Code Account No. 1140.

Yawman & Erbe Mfg Co., in the sum of \$150.50, for Office Furniture and Equipment, Surplus Food Division, Department of Supplies, payable from Code Account No. 1140.

D. S. Gallitan, in the sum of \$26.00, for Office Furniture and Equipment, Surplus Food Division, Department of Supplies, payable from Code Account No. 1140.

M. B. Long, in the sum of \$249.50, for National Model A-Electric Hand Dryers, Bureau of Accounts and Administration, Department of Lands and Buildings, payable from Code Account No. 1365.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 25.

## No. 217

**AN ORDINANCE**—Supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Section 2 of Ordinance No. 335, entitled, "An Ordinance regu-

lating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, shall be and the same is hereby further supplemented by adding to various paragraphs of Section 2 as follows:

Section 2. That paragraph (NP) of Section 2 of said Ordinance, which paragraph (NP) has the following heading:

"(NP) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, including Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

**NO PARKING  
AT ANY TIME**

**EAST OHIO STREET**, from Chestnut Street to the Millvale Borough line on the eastbound side.

Section 3. That paragraph (NPX) of Section 2 of said Ordinance, which paragraph (NPX) has the following heading:

"(NPX) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect during the designated hours, including Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

**TOW AWAY ZONE**  
8:00 A. M. to 10:00 A. M.  
**SHORT STREET**, from First Avenue to the Boulevard of the Allies, both sides of the street.

**NO PARKING**  
3:00 P. M. to 6:00 P. M.  
**EAST OHIO STREET**, from the Millvale Borough line to Chestnut Street, on the westbound side.

## No. 218

Section 4. That paragraph (NPXW) of Section 2 of said Ordinance, which paragraph (NPXW) has the following heading:

"(NPXW) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect during the designated hours, except Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

NO PARKING  
7:00 A. M. to 9:00 A. M.  
SUNDAY A. M. EXCEPTED

EAST OHIO STREET, from the Millvale Borough line to Chestnut Street, on the westbound side.

Section 5. That paragraph (LP) of Section 2 of said Ordinance, which paragraph (LP) has the following heading:

"(LP) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than specified between the designated hours including Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

ONE HOUR PARKING  
9:15 A. M. to 6:00 P. M.  
SHORT STREET, from Fort Pitt Boulevard to First Avenue, both sides.  
ONE HOUR PARKING  
10:00 A. M. to 6:00 P. M.

SHORT STREET, from First Avenue to the Boulevard of the Allies, both sides.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 27.

### AN ORDINANCE—Amending Ordinance

No. 208, entitled, "An Ordinance authorizing a contract or contracts for the construction of a Fire and Police Training School on Washington Boulevard, Pittsburgh, Pennsylvania, and for the payment of the cost thereof," approved June 6, 1957, to increase the funds authorized for the construction of the Fire and Police Training School.

Whereas, Ordinance No. 208, approved June 6, 1957, authorized the Mayor and the Department of Lands and Buildings to enter into contract or contracts for the Fire and Police Training School on Washington Boulevard at a total cost not to exceed the cost of Four Hundred Fifteen Thousand and 00/00 (\$415,000.00) Dollars; and

Whereas, the said sum was insufficient to enable the City to enter into contracts for the performance of the necessary paving and drainage work for the premises of the Fire and Police Training School; and

Whereas, an additional amount of Forty-Five Thousand and 00/100 (\$45,000.00) Dollars is necessary to accomplish this work; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Ordinance No. 208, entitled, "An Ordinance authorizing a contract or contracts for the construction of a Fire and Police Training School on Washington Boulevard, Pittsburgh, Pennsylvania, and for the payment of the cost thereof," approved June 6, 1957, is hereby amended to read as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for a new building to be known as the Fire and Police Training School on Washington Boulevard, Pittsburgh, Pennsylvania, including paving and drainage work necessary thereto, in accordance with the laws and ordinances governing said City, at a cost not to exceed the sum of Four Hundred Sixty Thou-

sand and 00/100 (\$460,000.00) Dollars, including architectural services and other necessary expenses appropriated from and chargeable to Bond Fund 176-190—\$304,894.72, Bond Fund 187—\$45,000.00, Bond Fund 191—\$25,312.00 and Bond Fund 193—\$65,000.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 28.

## No. 219

**AN ORDINANCE** — Authorizing an Agreement between the Pittsburgh Railways Company and the City of Pittsburgh providing for the temporary abandonment of the western or southbound street railway track and appurtenance on Seventh Street beginning at Penn Avenue and extending in a northwardly direction to the Seventh Street Bridge, including connecting curve located at Penn Avenue and connecting curve located at Fort Duquesne Boulevard and on Sandusky Street beginning at the Seventh Street Bridge and extending in a northwardly direction to General Robinson Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed on behalf of the City of Pittsburgh to enter into an Agreement with the Pittsburgh Railways Company for the temporary abandonment of street railways tracks on Seventh Street and Sandusky Street, in a form substantially as follows:

### ARTICLES OF AGREEMENT

MADE and entered into this \_\_\_\_\_ day of \_\_\_\_\_, A. D., 1958, by and between PITTSBURGH RAILWAYS COMPANY, a corporation of the Commonwealth of Pennsylvania, party of the first part, sometimes hereinafter referred to as "COMPANY," and the CITY

OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, party of the second part, sometimes hereinafter referred to as "CITY."

### WITNESSETH

Whereas, An Act of Assembly of the Commonwealth of Pennsylvania, approved on the 3rd day of May, 1905, P. L. 379, authorizes the making of contracts between cities, boroughs and townships of the one part, and street passenger railway companies and motor power companies of the other part, "to secure the removal of any street railway tracks already laid, etc." and this contract is entered into pursuant to the provisions of the said Act of Assembly; and

Whereas, the City of Pittsburgh did, by Ordinance approved January 15, 1886, grant to Transverse Passenger Railway Company the right "to enter upon, use and occupy for the purpose of its railway \* \* \* ; thence across Liberty Avenue to Seventh Street, and along Seventh Street to the North Side Bridge on the bank of the Allegheny River"; and

Whereas, the City of Pittsburgh did, by Ordinance approved March 12, 1926, grant to Pittsburgh Railways Company the right "to enter upon, use and occupy for street railway purposes the streets and highways in, on and along the following routes with the right to install, maintain and operate connecting curves and switches over said routes to connect the existing lines on said streets and highways operated by said company"; inter alia, "Beginning in the center line of the single track on Duquesne Way (now Fort Duquesne Boulevard), and forty (40) feet, more or less, as measured eastwardly along said proposed center line from its intersection with the east curb line of Seventh Avenue; thence curving to the north by spiral and circular curve ninety-four and one-half (94½) feet, more or less, to a point of connection with the southbound track on Seventh Street bridge approach, which said point is situated fifty-one (51) feet, more or less, north of the intersection point of the said southbound track with the north curb line of Duquesne Way"; and

Whereas, The City of Allegheny (now the City of Pittsburgh) did, by Ordinance approved August 17, 1887, grant to

Observatory Hill Passenger Railway Company the right "to extend its road from its present southern terminus, and for that purpose to enter upon and occupy the following named streets \* \* \* ; thence along Lacock Street to Sandusky Street, and thence along Sandusky Street to the North Side Bridge"; and

Whereas, The City of Allegheny (now the City of Pittsburgh), did, by Ordinance approved December 7, 1887, also grant to Federal Street and Pleasant Valley Passenger Railway Company and Peoples Park Passenger Railway Company the right conjointly "to extend their lines from the present terminus at Sandusky Street and Lacock Street \* \* \* and for that purpose may lay a double track railway from Lacock to Robinson Street, (now General Robinson Street), connecting at Robinson Street with the tracks now laid by the North Side Bridge Company, with the right to use said tracks of North Side Bridge Company"; and

Whereas, the aforesaid companies, or their successors, pursuant to the above recited Ordinances, constructed the street railway tracks and appurtenances now in place in the streets hereinafter mentioned; and

Whereas, on December 31, 1950, by Agreement of Merger and Consolidation, full title to said tracks and appurtenances became vested in Pittsburgh Railways Company as successor Company; and

Whereas, certain of the said tracks as hereinafter more particularly described are not at present required for the operation of the Company's transportation service; and

Whereas, the City deems it of benefit to the public that the Company shall temporarily abandon its street railway tracks as hereinafter more fully described and set forth, and cease to use the same, and is willing to keep said portions of said streets free from street railway tracks during the term of this Agreement, and the Company is willing to temporarily abandon its street railway tracks as hereinafter more fully described on the terms and conditions hereinafter recited.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

That the parties hereto, in consideration of the mutual covenants and conditions herein recited, do mutually agree as follows, each binding itself, its successors and assigns, to the other, its successors and assigns:

FIRST: The Company agrees that it will temporarily abandon its western or southbound street railway track and appurtenances (a) on Seventh Street beginning at Penn Avenue and extending in a northwardly direction to the Seventh Street Bridge, including connecting curve located at Penn Avenue and connecting curve located at Fort Duquesne Boulevard, and (b) on Sandusky Street beginning at the Seventh Street Bridge and extending in a northwardly direction to General Robinson Street.

SECOND: This Agreement shall be in effect for forty-nine (49) years from the date hereof, provided, however, the Company, its successors and assigns, or any of them, shall have the right at any time previous to the end of the term above provided, if they deem it necessary for the improvement of the service or are required to do so by proper order of the Pennsylvania Public Utility Commission, to resume operation of and to reconstruct said street railway tracks and appurtenances, or any part thereof, on said streets, and to connect said street railway tracks and appurtenances, or so much thereof as may be reconstructed, with adjoining street railway tracks and appurtenances in the same manner as they are connected at the date hereof, and shall have the same rights and privileges as they had before said tracks and appurtenances were temporarily abandoned, and this Agreement shall thereupon terminate and be of no further effect, insofar as it affects the street railway tracks and appurtenances of which operation is resumed. Upon the expiration of this Agreement, or the termination of the same, for any reason, the Company, its successors and assigns, or any of them, may resume operation of and may reconstruct said street railway tracks and appurtenances, or any part thereof, upon said streets, in the same manner as they are constructed at the date hereof, and with the same rights and privileges as they had before said tracks and appurtenances were temporarily abandoned.

THIRD: In case of the foreclosure of the Mortgage dated as of January 1,

1950, given by the Company to Commonwealth Trust Company of Pittsburgh, as Trustee, and recorded in the Records Office of Allegheny County, Pennsylvania, in Mortgage Book Vol. 3174, Page 28, or any mortgage given in renewal or substitution thereof, or any other mortgage whereby a lien has been secured against any of the street railway tracks and appurtenances temporarily abandoned under and subject to the provisions hereof, the purchaser or purchasers at judicial sale, or the company or companies organized by such purchaser or purchasers, shall have the right at any time hereafter to reconstruct or cause to be reconstructed the street railway tracks and appurtenances so abandoned, or any part thereof, and connect the same with adjoining street railway tracks in the same manner as they are connected at the date hereof, at such time as such purchaser or purchasers or such company or companies may desire, and operate street railway cars thereon.

FOURTH: The City covenants and agrees that it will permit such temporary abandonment of street railway tracks and appurtenances on the streets hereinbefore described, and during the continuance of this Agreement, municipal consent shall not be granted to any other company or individual to use or occupy the portion of said streets covered by said facilities for street railway purposes, in accordance with the provisions of said Act of Assembly.

FIFTH: During the continuance of this Agreement the Company shall be relieved of all responsibility to pave, repave, maintain, keep clean and repair the portion of the streets hereinbefore described upon which the said street railway facilities are temporarily abandoned until such time as street railway operation over said portion of said streets shall be resumed. The street railway tracks and appurtenances to be temporarily abandoned under the provisions hereof shall be allowed to remain in place as now constructed until such time as the said portion of said streets shall be repaved by the City or other governmental agency at which time the Company shall remove the rails of said street railway track from the repavement location at its own cost and expense without responsibility for repaving of the street railway area from which said rails are removed.

All of the provisions of this Agreement, execution of which is authorized by Ordinance No. \_\_\_\_\_, Series 1958, approved \_\_\_\_\_, 1958, and recorded in Ordinance Book Vol. \_\_\_\_\_, Page \_\_\_\_\_, shall be subject to the provisions of the General Ordinance of the City of Pittsburgh, approved February 25, 1890, except as otherwise provided.

This Agreement shall become effective thirty days after filing with the Pennsylvania Public Utility Commission under Section 911 of the Public Utility Law, unless, prior to the effective date, proceedings are instituted by the Commission to determine the reasonableness, legality or any other matter affecting the validity thereof. In such case the Agreement shall not become effective until approved by the Commission.

IN WITNESS WHEREOF, both parties intending to be legally bound hereby, Pittsburgh Railways Company has caused its corporate seal to be hereunto affixed, attested by its Secretary, and this contract to be signed by its President; and this contract is signed and executed in the name of the City of Pittsburgh, and for the City of Pittsburgh, by its Mayor, and the seal of the said City is hereby the Mayor hereunto affixed, he having been duly authorized so to do by Ordinance of Council of said City, all done the day and year first above written.

PITTSBURGH RAILWAYS COMPANY

By \_\_\_\_\_ President

Attest:

\_\_\_\_\_  
Secretary

CITY OF PITTSBURGH

By \_\_\_\_\_ Mayor

\_\_\_\_\_  
Director of the Department  
of Public Works

Attest:

Examined by:

\_\_\_\_\_  
Assistant City Solicitor

Approved as to form:

-----  
City Solicitor

-----, 1958, before the Finance Committee of the City Council of the City of Pittsburgh and approved.

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Clerk

Countersigned:

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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 29.

## No. 220

**AN ORDINANCE**—Authorizing and directing the Mayor and proper officers of the City of Pittsburgh to enter into an Agreement with the Pittsburgh Railways Company with reference to the abandonment of street railway facilities along Pittsburgh Railways Route No. 68, in conjunction with the City's reconstruction of Murray Avenue, between Forbes and Hazelwood Avenues; and also the abandonment of street railway facilities on Pittsburgh Railways Route No. 60 on Shady Avenue between Penn and Forbes Avenues.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the proper officers of the City of Pittsburgh be, and they are hereby authorized and directed to enter into an Agreement with the Pittsburgh Railways Company with reference to the abandonment of street railway facilities along Pittsburgh Railways Route No. 68, in conjunction with the City's reconstruction of Murray Avenue between Forbes and Hazelwood Avenues; and also the abandonment of street railway facilities on Pittsburgh Railways Route No. 60 on Shady Avenue between

Penn and Forbes Avenues, in the form substantially as follows:

### THIS AGREEMENT

Made and entered into this ----- day of -----, 1958, between PITTSBURGH RAILWAYS COMPANY, a corporation of the Commonwealth of Pennsylvania, having its principal place of business at 121 Seventh Street, Pittsburgh, Pennsylvania, hereinafter sometimes called the 'Company,' party of the first part and the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter sometimes called the 'City,' party of the second part;

### WITNESSETH:

Whereas, the City plans to reconstruct Murray Avenue between Forbes and Hazelwood Avenues during the 1958 and 1959 construction seasons, the area between Forbes and Forward Avenues to be reconstructed in 1958 and the area between Forward and Hazelwood Avenues to be reconstructed in 1959; and

Whereas, the Company proposes subject to approval of the Pennsylvania Public Utility Commission, to abandon street railway service on its Routes 68 and 60 and to substitute bus routes therefor in conjunction with the City's reconstruction of Murray Avenue; and

Whereas, the Company and the City have reached an agreement relating to removal and disposition of the Company's street railway facilities to be abandoned in conjunction with abandonment of the said railway services.

### NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

**FIRST:** Contingent upon the approval by the Pennsylvania Public Utility Commission of authority to discontinue street railway operations on its Routes 68 and 60 and to substitute bus operations therefor, the Company, in conjunction with the City's reconstruction of Murray Avenue, shall abandon said street railway operations and institute bus services therefor.

**SECOND:** Upon abandonment of street railway operations as aforesaid, the Company, in cooperation with the City's scheduled reconstruction of Murray Avenue between Forbes and Forward Avenues, shall remove its rails within said

area during the 1958 construction season, and in cooperation with the City's scheduled reconstruction of Murray Avenue between Forward and Hazelwood Avenues, shall remove the remainder of its rails to be abandoned in Murray Avenue during the 1959 construction season.

THIRD: Upon abandonment of street railway operations as aforesaid, the Company, in cooperation with the City's reconstruction of Murray Avenue between Forbes and Forward Avenues, shall remove its poles and wires within said area during the 1958 construction season, and, in cooperation with the City's re-construction of Murray Avenue between Forward and Hazelwood Avenues, shall remove the remainder of its poles and wires to be abandoned in Murray Avenue during the 1959 construction season, the said poles to be completely removed if the street is widened and if the street is not widened the said poles to be removed by cutting same off four (4) inches below sidewalk level where poles are located in sidewalk paving, filling the void thereof and capping with concrete without responsibility for restoration of sidewalk paving and four (4) inches below curb level where poles are located in soil with restoration of soil surface; provided, however, that all of said poles jointly used by other utility companies shall remain in place if said utility companies desire to continue to use said poles; and provided further, that all of said poles required by the City for its use shall also be left in place.

FOURTH: Upon abandonment of street railway operations as aforesaid, the Company shall pay to the City the sum of Eighteen Thousand (\$18,000.00) Dollars in cash and shall leave in place its rails and ties in Shady Avenue between Penn and Forbes Avenues, except that the Company shall, within a reasonable time remove its special work connections and restore its running track and any paving disturbed thereby at Penn and Shady Avenues, Fifth and Shady Avenues, and Forbes and Shady Avenues.

FIFTH: Upon abandonment of street railway operations as aforesaid, the Company shall, within a reasonable time, remove its poles and wires from Shady Avenue between Penn and Forbes Avenues, the said poles to be removed by cutting same off at sidewalk level

where poles are located in paved sidewalk, filling the void thereof and capping with concrete, and four (4) inches below curb level where poles are located in soil with restoration of soil surface; provided, however, that all of said poles jointly used by other utility companies shall remain in place if said utility companies desire to continue to use said poles; and provided further, that all of said poles required by the City for its use shall also be left in place.

SIXTH: Upon abandonment of street railway operations as aforesaid, the Company agrees to surrender, abandon and quitclaim to the City to rails and ties in Shady Avenue between Penn and Forbes Avenues to be left in place as aforesaid, together with all poles required for City use in Murray Avenue and in Shady Avenue as aforesaid, surrender and delivery and acceptance thereof by the City to be conclusively evidenced by substitution of buses upon Routes 68 and 60.

SEVENTH: In consideration of the foregoing, the City of Pittsburgh agrees:

(a) That, upon abandonment of street railway operations as aforesaid, the Company may remove its rails from Murray Avenue and may leave in place its rails and ties in Shady Avenue, and may leave in place certain of its poles to be abandoned in Murray Avenue and in Shady Avenue, all as aforesaid.

(b) That it will accept ownership of and responsibility for the rails, ties and poles to be surrendered to it as aforesaid.

(c) That, upon such surrender as aforesaid, it releases the company, its successors, lessees and assigns from any obligation to remove the rails, ties and poles which are to be abandoned by the Company and left in place as aforesaid, and from any and all claims which may thereafter arise from the location, maintenance or final removal thereof, it being agreed that the Company, its successors, lessees or assigns shall thereafter have no responsibility therefor or for the maintenance or replacement of the paving in the street railway franchise areas to be abandoned in Murray Avenue and in Shady Avenue, and the City further releases said Company, its successors, lessees and assigns from any and all obligations under its original franchise



grants pertaining to the street railway track and facilities to be abandoned under the provisions hereof.

EIGHTH: This Agreement shall not become effective until thirty-one (31) days after filing thereof with the Pennsylvania Public Utility Commission under the provisions of Section 911 of the Public Utility Law, provided, however, that if proceedings are instituted by the said Commission to determine the reasonableness, legality or any other matter affecting the validity thereof, this agreement shall not become effective until approved by the Pennsylvania Public Utility Commission.

NINTH: This agreement is entered into by the City of Pittsburgh pursuant to an Ordinance of the Council of said City, No. -----, approved by its Mayor on -----, 1958.

This agreement is entered into by the Pittsburgh Railways Company pursuant to Resolutions duly adopted by the Board of Directors thereof at a meeting duly held on March 19, 1958.

IN WITNESS WHEREOF, the parties hereto have hereunto affixed their common and corporate seals, duly attested by their proper officers, the day and year first above written.

PITTSBURGH RAILWAYS COMPANY

By -----  
President

Attest:

-----  
Secretary

CITY OF PITTSBURGH

By -----  
Mayor

Attest:

-----  
Secretary to the Mayor

-----  
Director, Department of  
Public Works

-----  
Examined By:

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Assistant City Solicitor

Approved as to Form:

-----  
City Solicitor

Countersigned:

-----  
City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 32.

## No. 221

**AN ORDINANCE**—Authorizing and directing the Mayor and proper officers of the City of Pittsburgh to enter into an Agreement with the Pittsburgh Railways Company for the abandonment of street railway facilities on Atwood Street between Forbes Avenue and Bates Street, and on Bates Street between Atwood and Semple Streets.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and proper officers of the City of Pittsburgh be, and they are hereby authorized and directed to enter into an Agreement with the Pittsburgh Railways Company for the abandonment of street railway facilities on Atwood Street between Forbes Avenue and Bates Street, and on Bates Street between Atwood and Semple Streets, in the form substantially as follows:

### THIS AGREEMENT

Made and entered into this ----- day of -----, 1958, between PITTSBURGH RAILWAYS COMPANY, a corporation of the Commonwealth of Pennsylvania, having its principal place of business at 121 Seventh Street, Pittsburgh, Pennsylvania, hereinafter sometimes called the "Company," party of the first part, and the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania,

hereinafter sometimes called the "City,"  
party of the second part;

**WITNESSETH:**

Whereas, the City plans to resurface  
Atwood Street between Forbes Avenue  
and Bates Street and Bates Street be-  
tween Atwood and Semple Streets upon  
which are located the Company's aban-  
doned street railway facilities; and

Whereas, the Company and the City  
have reached an agreement relating to  
removal and disposition of the Com-  
pany's said abandoned street railway  
facilities.

**NOW, THEREFORE, THIS AGREE-  
MENT WITNESSETH:**

**FIRST:** The Company shall, within a  
reasonable time, remove its poles and  
wires from Atwood Street between Forbes  
Avenue and Bates Street and from Bates  
Street between Atwood and Semple  
Streets, the said poles to be removed  
by cutting same off at sidewalk level  
where poles are located in sidewalk  
paving, filling the void thereof and cap-  
ping with concrete, and four (4) inches  
below curb level where poles are located  
in soil with restoration of soil surface;  
provided, however, that all of said poles  
jointly used by other utility companies  
shall remain in place if said utility com-  
panies desire to continue to use said  
poles; and provided further, that all of  
said poles required by the City for its  
use shall also be left in place.

**SECOND:** The Company agrees to pay  
to the City the sum of four thousand  
(\$4,000.00) dollars in cash and to sur-  
render, abandon and quitclaim to the  
City, in place, its rails and ties in At-  
wood Street between Forbes Avenue and  
Bates Street and in Bates Street be-  
tween Atwood and Semple Streets, to-  
gether with all poles within said areas  
required for City use, surrender and de-  
livery and acceptance thereof by the  
City to be conclusively evidenced by  
delivery to it of the said cash payment.

**THIRD:** In consideration of the fore-  
going, the City agrees:

(a) That it will accept ownership  
and responsibility for the rails, ties and  
poles to be surrendered to it as afore-  
said.

(b) That, upon such surrender as  
aforesaid, it releases the Company, its

successors, le  
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PITTSBURGH

By -----

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CITY OF PITTSBURGH

By -----

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and all obligations  
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taining to street railway tracks

agreement shall not  
until thirty-one (31)  
days after the date  
of the Ordinance un-  
der the Public Utili-  
ties Law, provided, how-  
ever, that the said  
agreement shall not be-  
come effective until  
approved by the Penn-  
sylvania Commission.

Agreement is entered into  
pursuant to the Ordinance  
of the City of Pittsburgh,  
No.-----, by its Mayor on  
-----, 1958.

WHEREOF, the parties  
have affixed their com-  
mon and co-  
seals, duly attested  
by their pro-  
cured, the day and  
year first above written.

PITTSBURGH RAILWAYS COMPANY

President

Secretary

MAYOR

Mayor

the Mayor

Director, Department of  
Public Works

Examined By:

Assistant City Solicitor

Approved as to Form:

City Solicitor

Countersigned:

City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 35.

## No. 222

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of Allegheny Contracting Industries, Inc., in the sum of \$12,446.25 in payment for emergency work removing dirt, shale and rock from Sycamore Street near the north portal of the Pittsburgh Railways tunnel, for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Allegheny Contracting Industries, Inc., in the sum of \$12,446.25 in payment for emergency work removing dirt, shale and rock from Sycamore Street near the north portal of the Pittsburgh Railways Company tunnel for the benefit of the City of Pittsburgh without previous authority of law and charge to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 35.

**AN ORDINANCE**—Authorizing the sum of \$3,565.00 to be charged to Code Account No. 42, Contingent Fund, to Code Account No. 1005-2, Printing Municipal Office.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to transfer the sum of \$3,565.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1005-2, Printing Municipal Office.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 35.

## N

**AN ORDINANCE**—Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract with an Architect or Engineer for architectural services in the rehabilitation of the Schenley Park and the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract with an Architect or Engineer for architectural services in the rehabilitation of the Schenley Park and the payment of the cost thereof.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 35.

## 223

**AN ORDINANCE**—Authorizing the sum of \$3,565.00 to be charged to Code Account No. 42, Contingent Fund, to Code Account No. 1005-2, Printing Municipal Office.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to transfer the sum of \$3,565.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1005-2, Printing Municipal Office.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

## 224

**AN ORDINANCE**—Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract with an Architect or Engineer for architectural services in the rehabilitation of the Schenley Park and the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract with an Architect or Engineer for architectural services in the rehabilitation of the Schenley Park and the payment of the cost thereof.

Recreation be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with an Architect or Architects for architectural services which will include all required preliminary data, the preparation of preliminary studies, design calculations, working drawings and specifications, all the required supervision, and other work incidental thereto, in conjunction with the rehabilitation of the Phipps Conservatory, Schenley Park; the total fee payable to the Architect or Architects is not to exceed \$1,635.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 38.

## No. 225

**AN ORDINANCE**—Providing for a contract or contracts for the rehabilitation and installation of heating and electrical facilities at the King House adjacent to Highland Park, in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Lands and Buildings, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the rehabilitation and installation of heating and electrical facilities at the King House adjacent to Highland Park, in the Department of Parks and Recreation.

The work involved in the rehabilitation and installation of the heating facilities will include the installation of a new boiler, general rehabilitation and installation of existing and new steam

lines, installation and rehabilitation of all wiring, installation and rehabilitation of new and existing fixtures, and other work incidental thereto; the life of which improvement will exceed Twenty Years, as a part of the 1957 Capital Improvement Program in accordance with the Laws and Ordinances governing said city, in an amount of \$23,355.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 38.

## No. 226

**AN ORDINANCE**—Providing for a contract or contracts for replacement or extension of cast iron water pipe lines in various locations of the City of Pittsburgh, and other work incidental thereto including engineering and other necessary expenses, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies and/or the Director of the Department of Water shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the replacement and extension of cast iron water pipe lines and appurtenances in various locations of the City of Pittsburgh, and other work incidental thereto, including engineering and other necessary expenses in connection therewith, and in accordance with the laws and ordinances governing said City, not to exceed the sum of \$65,000.00, chargeable to and payable from Code Account No. 1707—Rehabilitation and Reconditioning Water System

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 39.

## No. 227

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Electric Typewriters, less trade-ins, for the Bureau of Building Inspection, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Electric Typewriters, less trade-ins, for the Bureau of Building Inspection, Department of Public Safety, at a cost not to exceed the total sum of \$900, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1487, Equipment, Bureau of Building Inspection, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 39.

## No. 228

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Steel Poles and Accessories, for the Bureau of Traffic

Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Steel Poles and Accessories, for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$12,890, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Bond Fund No. 193-802.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 40.

## No. 229

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Shovels for the Warehouse, Department of Supplies, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Shovels, for the Warehouse, Department of Supplies, at a cost not to exceed the total sum of \$2,820.00, in accordance with an Act of Assembly, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and

the various supplements and amendments thereto, and the Ordinances of Council in such cases made and provided, the same to be payable from Code Account No. S. T. F., Warehouse, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 40.

## No. 230

**AN ORDINANCE**—Providing for a contract or contracts for the cleaning and painting of the railings and other work incidental thereto on Fort Duquesne Boulevard, from Barbeau Street to Eleventh Street, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the cleaning and painting of the railings and other work incidental thereto on Fort Duquesne Boulevard, from Barbeau Street to Eleventh Street in accordance with the laws and ordinances governing the said City, in an amount not to exceed the sum of Ten Thousand (\$10,000.00) Dollars, chargeable to and payable from Code Account No. 1541, Contract Schedule, Bridges and Structures, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 41.

## No. 231

**AN ORDINANCE**—Widening Brinwood Avenue, from Custer Avenue to the dividing line between Lots Nos. 168 and 169 in "Bughman Plan No. 1."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Brinwood Avenue, from Custer Avenue to the dividing line between Lots Nos. 168 and 169 in "Bughman Plan No. 1 Plan of Lots," be and the same is hereby widened by taking for public use for highway purposes the following described property, to-wit:

BEGINNING at the intersection of the northerly line of Custer Avenue with the present westerly line of Brinwood Avenue, 40.0 feet in width; thence extending along the northerly line of Custer Avenue South 80° 06' West 10.28 feet to a point; thence North 3° 32' East 133.66 feet to the dividing line between Lots Nos. 168 and 169 in "Bughman Plan No. 1 Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 27, Pages 22-23; thence along the said dividing line North 80° 06' East 10.28 feet to the present westerly line of Brinwood Avenue; thence along the present westerly line of Brinwood Avenue South 3° 32' West 133.66 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 41.

## No. 232

**AN ORDINANCE**—Re-establishing and establishing the grade of Mt. Royal Road, from a point 60.0 feet south of the northerly line of the S. Profeta Plan to the common westerly line of Lot No. 11 and Lot No. 12 of the Mount Royal Terrace Plan.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the center line of the roadway of Mt. Royal Road, from a point 60.0 feet south of the northerly line of the S. Profeta Plan to the common westerly line of Lot No. 11 and Lot No. 12 of the Mount Royal Terrace Plan, be and the same is hereby re-established and established as follows, to-wit:

BEGINNING at a point 60.0 feet south of the northerly line of the S. Profeta Plan of Lots at an elevation of 1075.41 feet; thence rising by a concave parabolic curve for a distance of 60.0 feet to the northerly line of the S. Profeta Plan to a point of tangent to an elevation of 1077.12 feet; thence rising at the rate of 3.20% for a distance of 304.02 feet to a point of curve to an elevation of 1086.85 feet; thence rising by a concave parabolic curve, which would have a total length of 60.0 feet and an apex elevation of 1087.81 feet for a distance of 10.81 feet to the common westerly line of Lot No. 11 and Lot No. 12 of the Mount Royal Terrace Plan to an elevation of 1087.23 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 42.

## No. 233

**AN ORDINANCE**—Re-establishing the grade of Victor Way, from Meadow Street to Winslow Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the center line of Victor Way, from Meadow Street to Winslow Street, be and the same is hereby re-established as follows, to-wit:

BEGINNING at the northerly 10-foot line of Meadow Street at an elevation of

919.00 feet, as at present improved; thence rising at the rate of 1.00% for a distance of 53.52 feet to a point of curve to an elevation of 919.53 feet; thence rising and falling by a convex parabolic curve, having an apex elevation of 920.53 feet, for a distance of 200.00 feet to a point of tangent to an elevation of 916.93 feet; thence falling at the rate of 3.60% for a distance of 64.78 feet to the southerly 10-foot line of Winslow Street to an elevation of 914.60 feet, as at present improved.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 20, 1958.

Ordinance Book 62, Page 42.

## No. 234

**AN ORDINANCE**—Vacating a portion of Brinwood Avenue in the Twenty-ninth Ward of the City of Pittsburgh, from the dividing line between Lots Nos. 167 and 168 in "Bugman Plan No. 1 Plan of Lots," to a point 131.93 feet northwardly therefrom.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Brinwood Avenue, from the dividing line between Lots Nos. 167 and 168 in "Bugman Plan No. 1 Plan of Lots," to a point 131.93 feet northwardly therefrom, be and the same is hereby vacated as follows, to-wit:

BEGINNING at the dividing line between Lots Nos. 167 and 168 in "Bugman Plan No. 1 Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 27, Pages 22-23, at the intersection of the westerly line of Brinwood Avenue, as shown on said plan of lots; thence along the common westerly line of Brinwood Avenue and the easterly line of Lots Nos. 167, 166 and a portion of 165, in the above mentioned plan, North 26° 12' 20" East 131.93 feet to a point; thence by a line parallel to and 50.00 feet west of the

easterly line of Brinwood Avenue South 3° 32' West 129.72 feet to a point; thence South 26° 12' 30" West 12.23 feet to the northerly line of Lot No. 168 in the above mentioned plan of lots; thence along the northerly line of Lot No. 168 North 63° 47' 40" West 50.00 feet to the place of beginning; containing 3,604 square feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1958.

Approved May 26, 1958.

Ordinance Book 62, Page 43.

## No. 235

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Traffic Equipment, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for Traffic Equipment, for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$28,000.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Bond Fund No. 193-802.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 43.

## No. 236

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Traffic Signal Controllers complete, Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Traffic Signal Controllers complete, for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$20,000. in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Bond Fund No. 193-802.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 44.

## No. 237

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Electric and Standard Typewriters for the Department of City Planning, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest re-



sponsible bidder or bidders for the furnishing and delivery of Electric and Standard Typewriters for the Department of City Planning, at a cost not to exceed the total sum of \$1,000.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1106, Equipment, Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 44.

## No. 238

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Engineering File Units for the Department of City Planning, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Engineering File Units for the Department of City Planning, at a cost not to exceed the total sum of \$900, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the Ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1106, Equipment, Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 45.

## No. 239

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Card Index Files for the Division of Distribution, Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Card Index Files for the Division of Distribution, Department of Water, at a cost not to exceed the total sum of \$550, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the Ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1788, Equipment, Division of Distribution, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 45.

## No. 240

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Dictating and Transcribing Equipment with accessories, for

the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Dictating and Transcribing Equipment with accessories, for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$600, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1496, Equipment, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 46.

## No. 241

**AN ORDINANCE** — Vacating Albright Way between Stratmore Street and Clairtonica Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Albright Way between Stratmore Street and Clairtonica Street, as laid out in the Plan of West Pittsburgh, of record in the Recorder's Office of Allegheny County, in Plan Book Volume 18, Page 48, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

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same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 46.

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## No. 242

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of the Public Auditorium Authority of Pittsburgh and Allegheny County for the sum of Seventeen Thousand Five Hundred (\$17,500.00) Dollars to assist the Authority in defraying its costs of operation and maintenance.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Public Auditorium Authority of Pittsburgh and Allegheny County for the sum of Seventeen Thousand Five Hundred (\$17,500.00) Dollars to assist the Authority in defraying its costs of operation and maintenance, and charge the same to Code Account No. 42, Contingent Fund.

Section 2. The grant made by this Ordinance shall not be considered as a capital contribution under the Agreement entered into between the City of Pittsburgh and the Public Auditorium Authority of Pittsburgh and Allegheny County, pursuant to Ordinance No. 151, approved April 2, 1958.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 47.

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## No. 243

**AN ORDINANCE**—Authorizing and directing the issuance of a warrant in

favor of Urban Redevelopment Authority of Pittsburgh for the sum of Fifty Thousand (\$50,000.00) Dollars, for the purpose of defraying the costs incurred by said Authority for investigation, including surveys, engineering studies, appraisals, title reports and plans, to determine the feasibility of various Redevelopment projects.

Whereas, the appropriation of these funds to the Urban Redevelopment Authority of Pittsburgh was authorized by Ordinance No. 239, approved July 12, 1956; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Urban Redevelopment Authority of Pittsburgh for the sum of Fifty Thousand (\$50,000.00) Dollars, for the purpose of defraying the costs incurred by said Authority for investigation, including surveys, engineering studies, appraisals, title reports and plans, to determine the feasibility of various Redevelopment projects; that no part of said grant shall be used to pay for administrative costs of the Authority, and charge the same to Bond Fund No. 191, General Public Improvement Bonds, 1956.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 47.

## No. 244

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of Jones & Laughlin Steel Corporation for \$12,133.76 in payment for Emergency Repairs to the 36" Steel Water Pipe Line in the yards of the Jones & Laughlin Steel Corporation without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Jones & Laughlin Steel Corporation for Twelve Thousand One Hundred Thirty-Three Dollars and Seventy-Six (\$12,133.76) Cents in payment for Emergency Repairs to the 36" Steel Water Pipe Line in the yards of the Jones & Laughlin Steel Corporation without previous authority of law, and charge to Code Account No. 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 48.

## No. 245

**AN ORDINANCE** — Establishing the grade of Parade Street, from Bigelow Street to Hilltop Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the center line of Parade Street, from Bigelow Street to Hilltop Street, be and the same is hereby established as follows, to-wit:

BEGINNING at the southerly 13-foot curb line of Bigelow Street at an elevation of 1151.23 feet; thence by a concave parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 1153.02 feet; thence rising at the rate of 7.0% for a distance of 17.0 feet to a point of curve to an elevation of 1154.21 feet; thence by a convex parabolic curve for a distance of 120.0 feet to a point of tangent to an elevation of 1154.93 feet; thence descending at the rate of 5.8% for a distance of 368.0 feet to a point of curve to an elevation of 1133.59 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of

1129.63 feet; thence descending at the rate of 7.4% for a distance of 103.11 feet to a point of curve to an elevation of 1122.0 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 1116.82 feet; thence descending at the rate of 9.87% for a distance of 409.05 feet to a point of curve to an elevation of 1076.46 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent at the northerly 8-foot line of Hilltop Street at an elevation of 1073.50 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 27, 1958.

Approved May 29, 1958.

Ordinance Book 62, Page 48.

## No. 246

**AN ORDINANCE**—Appropriating and setting aside the sum of \$284,745.36 to Code Account No. 56, Firemen's Relief and Pension Fund.

Whereas, The City of Pittsburgh has received from the Commonwealth of Pennsylvania the sum of \$284,745.36, being monies derived from the Tax on Foreign Fire Insurance Companies, and

Whereas, Said funds are required by statute to be paid into the Firemen's Relief and Pension Fund; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of \$284,745.36 is hereby appropriated and set aside to Code Account No. 56, Firemen's Relief and Pension Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 49.

## No. 247

**AN ORDINANCE**—Appropriating and setting aside the sum of \$150,000.00 from Bond Fund No. 193, General Public Improvement Peoples Bonds 1957, for the payment of the cost of engineering and other necessary expense in connection with general public improvements within the City of Pittsburgh to be carried out by the Department of Public Works.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of \$150,000.00 shall be and the same is hereby appropriated from Bond Fund No. 193, General Public Improvement Peoples Bonds 1957, for the payment of the cost of engineering and other necessary expense in connection with general public improvements within the City of Pittsburgh to be carried out by the Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 49.

## No. 248

**AN ORDINANCE**—Transferring the sum of Six Thousand Eight Hundred Ninety-Eight (\$6,898.00) Dollars from Code Account No. 1706-1, Automotive Equipment, to Code Account No. 1707, Rehabilitation and Reconditioning of Water System, both within the Department of Water.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of Six Thousand Eight Hundred Ninety-Eight (\$6,898.00) Dollars from Code Account No. 1706-1, Automotive Equipment to Code Account No. 1707, Rehabilitation and Recondi-

tioning of Water System, both within the Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 49.

## No. 249

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of Foundation Associates, Inc., Professional Engineers, in the sum of Five Hundred (\$500.00) Dollars for services rendered, in determining Soil Conditions for the Foundation of the Proposed New Highland Pumping Station without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Foundation Associates, Inc., Professional Engineers, in the sum of \$500.00, for services rendered, in determining Soil Conditions for the Foundation of the Proposed New Highland Pumping Station without previous authority of law, and charge to Code Account No. 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 50.

## No. 250

**AN ORDINANCE**—Providing for a contract or contracts for the Construction of new flooring in the club house

locker rooms at the Schenley Park Golf Course in the Department of Parks and Recreation and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation, the Director of the Department of Lands and Buildings, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the construction of new flooring in the club house locker rooms at the Schenley Park Golf Course, in the Department of Parks and Recreation.

The work involved in the construction of the new flooring will include the furnishing and installation of new ply-wood sub-flooring, furnishing and installation of new rubber-type tile, the furnishing and installation of all necessary mouldings and other work incidental thereto; the life of which improvement will exceed Twenty Years, as a part of the 1957 Capital Improvement Program in accordance with the Laws and Ordinances governing said City in an amount of \$5 000.00, chargeable to and payable from Bond Fund, No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 50.

## No. 251

**AN ORDINANCE**—Transferring the sum of \$6,300.00 from Code Accounts 1812, 1818, 1824, and 1830 to Code Account 1814, Department of Parks and Recreation.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and di-

rected to transfer from the following code accounts in which surpluses exist the following sums:

From Code Account Nos.:

1812—Salaries, Regular Em-	
ployees, Highland Park	
Zoo -----	\$ 800.00
1818—Salaries, Regular Em-	
ployees, Siuth Side Div.	600.00
1824—Salaries, Regular Em-	
ployees, Construction &	
Repairs Division -----	2,000.00
1830—Salaries, Regular Em-	
ployees, Bureau of Rec-	
reational Activities ---	2,900.00
	<hr/>
	\$6,300.00

To Code Account No.:

1814—Provisions for Animals,  
Highland Park Zoo-----\$6,300.00

all within the Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 51.

## No. 252

**AN ORDINANCE**—Repealing Ordinance

No. 13, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Triplex Mowers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof," approved January 24, 1958.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 13, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Triplex Mowers for the Bureau of Administration, Department of Parks and Recreation," approved January 24, 1958, be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 51.

## No. 253

**AN ORDINANCE**—Regulating the discharge of waste materials into sewers of the City of Pittsburgh; prohibiting the discharge therein of wastes which may damage the sewers or other sewage facilities of the City of Pittsburgh or of the Allegheny County Sanitary Authority, which may interfere with sewage treatment processes, or may endanger life or safety; and providing for penalties for violation.

Whereas, In order to comply with the Pennsylvania Pure Streams Law and the orders of the Sanitary Water Board issued thereunder, the City of Pittsburgh (hereinafter called the "City"), pursuant to Ordinance No. 160, approved April 27, 1955, entered into a long-term sewage service agreement with the Allegheny County Sanitary Authority (hereinafter called the "Sanitary Authority") to construct and operate a sewage collection, treatment and disposal system (hereinafter called the "Sewage Disposal System") to serve the City and 69 adjacent municipalities; and

Whereas, The Sanitary Authority is completing construction of such Sewage Disposal System and has already connected many City outfall sewers to structures and other facilities which are a part of the Sewage Disposal System and

Whereas, Certain harmful wastes now being discharged into City sewers will damage or clog not only the City's sewers but also the structures and other facilities of the Sewage Disposal System or may interfere with the proper operation thereof; and

Whereas, Some of such harmful wastes are dangerous to the health and life of operating personnel and the public, and

some create offensive nuisance conditions; and

Whereas, the said sewage service agreement requires the City to exercise its rights and powers to carry into effect the purposes and intent of such agreement;

Now, Therefore, in order to safeguard health and life and assure the proper collection, treatment and disposal of sewage, as well as to protect the sewers and other facilities of the City and the Sanitary Authority,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That it shall be unlawful for any person, firm, association or corporation to discharge or to permit the discharge or infiltration into any sewer which is connected directly or indirectly with the Sanitary Authority's Sewage Disposal System or into a sewer connected to such a City sewer or into the Sanitary Authority's Sewage Disposal System of any of the following substances:

- a. Mineral acids, waste acid, pickling or plating liquors from the pickling or plating of iron, steel, brass, copper or chromium, or any other dissolved or solid substances which will endanger health or safety, interfere with the flow in sewers, attack or corrode sewers or sewage structures or equipment, or otherwise interfere with the operation of the sewers or other facilities of the City or the Sanitary Authority.
- b. Cyanides or cyanogen compounds capable of liberating hydrocyanic gas on acidification.
- c. Fats, entrails, and the like from meat processing plants, rendering plants and similar industries and establishments.
- d. Gas tar, phenols, residues from petroleum storage, refining or processing, fuel or lubricating oil, gasoline, naphtha, benzene or explosive or inflammable liquids, solids or gases.
- e. Ashes, cinders, sand, mud, lime or acetylene sludges, straw, shavings, metal, glass, rags, feathers, tar,

plastics, wood, sawdust, paunch manure, hair, hides, dead animals, spent mash and grain, pulp from food processing, waters or wastes containing grease in excess of 100 parts per million, or any other solids or viscous substances capable of causing obstruction to the flow in sewers or other interference with the proper operation of the City's or the Authority's facilities.

- f. Sludges or other materials from septic tanks or similar facilities or from sewage or industrial waste treatment plants or from water treatment plants; provided, however, that until March 1, 1959, but not thereafter, the discharge of such sludges and other materials may be permitted subject to existing legal restrictions and subject also to the regulations and orders of the City, the Allegheny County Health Department and the Sanitary Authority.
- g. Garbage, whether ground or not, except properly shredded garbage in a private dwelling, apartment building, hotel, commercial restaurant or retail food store, resulting from the proper use of a garbage grinder or disposer of a type approved by the City, the Allegheny County Health Department and the Sanitary Authority and maintained in good operating condition; provided, however, that no retail food store shall operate more than one grinder or disposer which shall be not greater than three horsepower in size and, when so required by the Allegheny County Health Department, shall be equipped with an approved water meter and limited in use to the consumption of an average of not more than 1,500 gallons of water per day; and provided, further, that the foregoing restrictions shall not apply to any existing installation in a retail food store of a garbage grinder or disposer larger than three horsepower in size until such time as the equipment now in use can no longer be kept in good operating condition by ordinary maintenance and repair, at which time such larger than three-horsepower grinder or disposer shall be abandoned and shall not be renewed or replaced.



- h. Water or wastes having a pH lower than 5.5 or higher than 9.0, or having any other corrosive property capable of causing damage or hazard to structures, equipment or personnel of the City or the Sanitary Authority.

Section 2. Any person, firm, association or corporation discharging or permitting the discharge or infiltration of any of the foregoing wastes or materials into a City sewer which is connected directly or indirectly with the Sanitary Authority's Sewage Disposal System or into a sewer connected to such a City sewer or into the Sanitary Authority's Sewage Disposal System shall immediately cease to discharge or permit the discharge of such materials or wastes thereinto: Provided, however, that temporary permission for the discharge of neutralized acid wastes only may be granted by the Director of the Department of Public Works of the City, subject to the approval of the Executive Director of the Sanitary Authority, for a period expiring not later than December 31, 1958, upon submission to them of satisfactory evidence of the installation and operation of proper neutralizing facilities, and of steps taken to provide for the separate disposal or treatment and disposal of such acid wastes upon expiration of the temporary permit.

Section 3. Any person, firm, association or corporation violating any provision of this ordinance shall, upon conviction, be punished by a fine not to exceed the sum of One Hundred Dollars (\$100.00) for each offense, recoverable with costs, and in default of payment of the fine and costs, shall be subject to imprisonment in the County Jail or workhouse for a period not exceeding thirty (30) days. Each day that a violation is continued shall constitute a separate offense. In the case of firms or associations, the penalty may be imposed upon the partners or members thereof, and in the case of corporations upon the officers thereof.

Section 4. The provisions of this ordinance are severable, and the invalidity of any section, clause, sentence or provision of this ordinance shall not affect or impair the validity of any other part of the ordinance which can be given effect without the invalid part or parts.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 52.

## No. 254

**AN ORDINANCE**—Consenting to the entrance upon streets of the City of Pittsburgh, and the taking of other action affecting property rights, by the County of Allegheny for the purpose of constructing and maintaining a new Glenwood Bridge, with its approaches and other appurtenances, in accordance with the Act of July 28, 1953, P. L. 723, Article XXVII. Section 2776.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the consent of the City of Pittsburgh is hereby given to the County of Allegheny to enter upon the streets of the City of Pittsburgh, and to take any other action affecting property rights, for the purpose of constructing and maintaining the proposed Glenwood Bridge and approaches in accordance with the plans of the County of Allegheny, County Department of Works. Bureau of Design, entitled "New Glenwood Bridge Key Plan, Plate 1-C; New Glenwood Bridge General Plan, Plate 2-C; and New Glenwood Bridge Plan, Plates 3-C, 4-C and 5-C" all dated March, 1958.

Section 2. This consent is given pursuant to the Act of July 28, 1953, P. L. 723, Article XXVII, Section 2776.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 54.

## No. 255

**AN ORDINANCE**—Consenting to the entrance upon streets of the City of Pittsburgh and the taking of other action affecting property rights, by the County of Allegheny for the purpose of constructing and maintaining a new 62nd Street Bridge, with its approaches and other appurtenances, in accordance with the Act of July 28, 1953, P. L. 723, Article XXVII, Section 2776.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the consent of the City of Pittsburgh is hereby given to the County of Allegheny to enter upon the streets of the City of Pittsburgh, and to take any other action affecting property rights, for the purpose of constructing and maintaining the proposed 62nd Street Bridge and approaches in accordance with plans submitted by the County of Allegheny entitled "County of Allegheny, Pittsburgh, Pennsylvania—County Department of Works, Bureau of Design—Public Utility Commission Plan of Proposed 62nd Street Bridge and Approaches, Allegheny River Bridge No. 8, from the Intersection of Butler Street and 62nd Street in Pittsburgh to the vicinity of South Main Street between First Street and Bridge Street in the Boroughs of Sharpsburg and Etna," dated July, 1957, and consisting of five sheets.

Section 2. This consent is given pursuant to the Act of July 28, 1953, P. L. 723, Article XXVII, Section 2776.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 55.

## No. 256

**AN ORDINANCE**—Changing the names of Short Street between Fort Pitt Boulevard and Liberty Avenue, also Bar-

beau Street between Liberty Avenue and Fort Duquesne Boulevard, to Commonwealth Place.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the name of Short Street between Fort Pitt Boulevard and Liberty Avenue, also Barbeau Street between Liberty Avenue and Fort Duquesne Boulevard, be and the same are hereby changed to Commonwealth Place.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 55.

## No. 257

**AN ORDINANCE**—Re-establishing the grade of Almora Street, from Spencer Avenue to a point 285.62 feet eastwardly therefrom.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the northerly curb line of Almora Street, from Spencer Avenue to a point 285.62 feet eastwardly therefrom, be and the same is hereby re-established as follows, to-wit:

BEGINNING at the easterly 8-foot curb line of Spencer Avenue at an elevation of 1242.00 feet; thence falling by a convex parabolic curve, having an apex elevation of 1241.02 feet, for a distance of 30.0 feet to a point of tangent to an elevation of 1238.32 feet; thence falling at the rate of 18.0% for a distance of 91.12 feet to a point of curve to an elevation of 1221.92 feet; thence falling by a concave parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 1214.42 feet; thence falling at the rate of 12.0% for a distance of 19.90 feet to a point of curve to an elevation of 1212.03 feet; thence falling by a convex parabolic curve for a distance of 50.0 feet to a

point of tangent to an elevation of 1203.53 feet; thence falling at the rate of 22.0% for a distance of 44.60 feet to a point to an elevation of 1193.72 feet, said last mentioned point being 285.62 feet east of the easterly 8-foot line of Spencer Avenue at the present paving.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 56.

## No. 258

**AN ORDINANCE**—Accepting the dedication of certain property for public use for highway purposes for the widening of Shady Avenue at the southeasterly intersection of Walnut Street, and widening the same.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a Deed of Dedication, bearing date of June 1, 1956, and recorded in the Recorder's Office of Allegheny County in Deed Book Volume 3518, Page 666, as of June 25, 1956, by 401 Shady Avenue, Inc., a Pennsylvania corporation, wherein it has conveyed certain ground to said City of Pittsburgh for public street for highway purposes for the widening of Shady Avenue at the southeasterly intersection of Walnut Street, be and the same is hereby accepted.

Section 2. The ground, as aforesaid conveyed to said City for public highway purposes, shall be and the same is hereby appropriated and shall be used for the widening of Shady Avenue at the southeasterly intersection of Walnut Street, the same being bounded and described as follows, to-wit:

**BEGINNING** at the intersection of the easterly line of Shady Avenue with the southerly line of Walnut Street; thence extending along the southerly line of Walnut Street, South 81° 58' East 36.25 feet to a point of curve; thence in a

westerly and southerly direction by the arc of a circle deflecting to the left with a radius of 20.0 feet and a central angle of 122° 14' for an arc distance of 42.67 feet to a point of tangent on the easterly line of Shady Avenue; thence along the easterly line of Shady Avenue North 24° 12' West 36.25 feet to the southerly line of Walnut Street at the place of beginning.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 56.

## No. 259

**AN ORDINANCE**—Providing for a contract or contracts for the reconstruction of a public sewer on South Twenty-First Street, the private right-of-way of the Pennsylvania Railroad Company, within the limits of South Twenty-First Street, Sarah Street and South Twentieth Street, from a point about 140.0 feet south of Josephine Street to Ironton Street, including all other work in connection with the drainage served by said sewer, and the laying and relaying of water lines and other work incidental thereto, and providing for the payment of the costs thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Directors of the Departments of Public Works and Water, shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the reconstruction of a public sewer on South Twenty-First Street, the private right-of-way of the Pennsylvania Railroad Company, within the limits of South Twenty-First Street, Sarah Street and South Twentieth Street, from a point about 140.0 feet south of Josephine Street to Ironton Street, including all other work in connection with the drainage served by said sewer and the laying

and relaying of water lines and other work incidental thereto, in accordance with the laws and ordinances governing said City, in an amount not to exceed the total sum of Five Hundred Fifty Thousand (\$550,000.00) Dollars of which Thirty-Five Thousand (\$35,000.00) Dollars is estimated for the laying and relaying of water lines, chargeable to and payable from Code Account No. 1707, Rehabilitation and Reconditioning of Water System, Department of Water, and Five Hundred Fifteen Thousand (\$515,000.00) Dollars is estimated for Sewer Reconstruction, chargeable to and payable from Bond Fund 193, General Public Improvement, Bonds—1957.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance. With such reference to Ordinance No. 425, approved November 1, 1957.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 57.

## No. 260

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with The Pennsylvania Railroad Company for the construction of a public sewer by the City on Pennsylvania Railroad property within the limits of South 21st Street and providing for the payment of \$2,500.00 to The Pennsylvania Railroad Company for the right to construct said sewer on private property.

Whereas, The Pennsylvania Railroad Company has consented to the construction of the said sewer on its private property, Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement with The Pennsylvania Railroad Company for the construction of a Public Sewer by

the City on Pennsylvania Railroad property within the limits of South 21st Street, the Agreement to be substantially the following form:

THIS AGREEMENT, made this ----- day of -----, 1958, between The Pennsylvania Railroad Company, hereinafter called the "Railroad Company," as first party,

AND

the CITY OF PITTSBURGH, a municipal corporation existing in Allegheny County, Pennsylvania, hereinafter called "City," as second party.

### WITNESSETH:

That the Railroad Company, in consideration of the payment by the City of the sum of Two Thousand, Five Hundred (\$2,500.00) Dollars, the receipt whereof is hereby acknowledged, hereby consents to the construction, installation, maintenance, repair, renewal, operation, use and ultimate removal by the City, at its sole cost and expense, of a 60-inch combination sewer line, approximately 411 feet in length, including one manhole structure, hereinafter called the "sewer line," occupying the property of the Whitehall Branch of the Railroad Company between Josephine Street and Harcum Way in the City of Pittsburgh, Allegheny County, Pennsylvania, as shown on sheet 3 of print of plan prepared by the Bureau of Engineering of the City's Department of Public Works in Accession No. D-6047, dated -----, attached hereto and made part hereof as Exhibit "A," but under and subject to the conditions and obligations hereinafter mentioned which are accepted and agreed to as covenants by the City:

1. All materials and all work herein contemplated shall be furnished and performed by and at the sole cost of the City and at such time and in such manner as shall be approved by the Regional Engineer of the Railroad Company at Pittsburgh, Pennsylvania.

2. The City, at its sole cost and expense, and in a manner approved by the Regional Engineer of the Railroad Company, shall construct, install and at all times maintain, repair and renew the said sewer line. In the event that any defect shall appear in said sewer line, the City, shall, upon notice in writing from the Railroad Company requiring

it so to do, promptly maintain, repair or renew the whole or any part thereof. If the City shall fail to maintain, repair or renew the whole or any part of the said sewer line within a reasonable period after due notification by the Railroad Company, or in cases of emergency which require immediate measures to protect and safeguard the property of the Railroad Company, its traffic, employees and patrons, the Railroad Company may, without prior notice to the City, provide the necessary material for and do and perform any maintenance, repair and renewal of said sewer line, and the entire cost and expense thereof shall promptly be paid by the City upon bill rendered by the Railroad Company.

3. In the event the Railroad Company shall be required or may desire at any time or from time to time to construct tracks or other facilities upon land now or hereafter owned or used by the Railroad Company, or to change the grade or location of such tracks or facilities or to remove or add to such tracks or facilities, then the City shall, without cost or expense to the Railroad Company and within one hundred twenty (120) days after service of notice in writing requiring it so to do, make such adjustments or relocations in the sewer line as may in the opinion of the Railroad Company be necessary and adequate. If relocation of said sewer line shall become necessary, an appropriate easement therefor shall be granted by the Railroad Company to the extent that its title permits, and the City shall thereupon release its rights to the easement granted herein.

4. The City hereby releases and waives all right or alleged right to ask for or demand damages from the Railroad Company for injury to or destruction of all property and equipment used in the construction, installation, maintenance, repair, renewal, operation, use or removal of said sewer line and for injury to or destruction of said sewer line, including loss of service thereof, and whether attributable to the fault, failure or negligence of the Railroad Company, or otherwise; and the City hereby covenants and agrees to protect and save harmless the Railroad Company, its servants and employees, from and against all loss, cost, damage and expense and claims and demands therefor caused by or attributable to the

presence, location, construction, installation, maintenance, repair, renewal, operation, use or removal of the said sewer line, or injury or damage caused thereto or thereby, and whether to the property of the Railroad Company or to the property in its possession, control or custody, to its employees, patrons or licensees, to the employees, patrons, contractors or licensees of the City, or to the persons or property of others who may seek to hold the Railroad Company liable therefor, and whether attributable to the fault, failure or negligence of the Railroad Company, or otherwise.

5. The permission and license hereby granted shall be the personal privilege of the City, and no assignment or transfer thereof shall be made or other use be permitted than as herein stated without the consent and agreement in writing of the Railroad Company being first had and obtained.

6. In the event that tracks or other facilities are constructed on the property which is the subject of this agreement, the City hereby agrees to pay to the Railroad Company, upon bill rendered, the cost of supervision, protection and inspection (including flagmen) which in the judgment of the Railroad Company is necessary during the maintenance, repair, renewal or removal of the said sewer line.

7. In the event that the Railroad Company shall furnish any materials for or do or perform any work of construction, installation, supervision, inspection, protection (including flagmen), maintenance, repair, renewal or removal of the said sewer line, then the City shall promptly refund to the Railroad Company the entire cost and expense thereof, plus 15 per centum of the invoice cost of the materials and 10 per centum of labor charges for overhead, and in addition thereto current vacation percentages, paid holidays, health and welfare benefits and all taxes paid or accrued by the Railroad Company upon wages of its employees engaged in such work for Railroad Retirement Fund, Railroad Unemployment Insurance, and any other Social Security taxes paid or accrued on such wages by the Railroad Company.

8. The City shall provide and furnish to the Railroad Company free of cost

two certified copies of the Ordinance authorizing the execution of this agreement.

9. As a part of the consideration and inducement moving from the City to the Railroad Company for the consent by the Railroad Company, the City hereby covenants and agrees that no assessment of benefits or taxes of any character shall be levied or assessed against the Railroad Company or any of its properties, or any property in its possession, control or custody for the said sewer line, and in the event said Railroad Company or its properties as aforesaid being so assessed or liable for such benefits, the City agrees to pay the same promptly and protect and save harmless the Railroad Company therefrom, provided, that the foregoing provision shall not prevent the City from charging the Railroad Company for any use of said sewer line by the Railroad Company or exempt the Railroad Company from payment of any charges for such use.

10. This agreement shall take effect at the expiration of thirty (30) days from the date when a copy thereof shall be filed in the office of the Secretary of the Pennsylvania Utility Commission, Harrisburg, Pennsylvania, provided that if the said Commission shall, prior to the expiration of such period, institute a proceeding affecting its validity under the provisions of Section 911 of the Public Utility Law, this contract shall only become effective upon the approval thereof by the said Commission.

11. This agreement shall be terminable upon mutual consent of the parties hereto, provided that this agreement may be terminated by the Railroad Company upon the violation of the provisions of Paragraph 3 of this agreement by the City; and upon termination of this agreement, whether by mutual consent or otherwise, the City shall either take up and remove said sewer line from the property and right-of-way of the Railroad Company, or fill or seal off the portion of said sewer line located in the property and right-of-way of the Railroad Company, and thereafter the right-of-way and property of the Railroad Company shall be restored to a neat, clean and safe condition.

This agreement on the part of the City is executed pursuant to Ordinance No. \_\_\_\_\_, approved \_\_\_\_\_.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed in duplicate by their duly authorized officers the day and year first above written.

THE CITY OF PITTSBURGH

By \_\_\_\_\_  
Mayor

By \_\_\_\_\_  
Director of Public Works

Attest:

THE PENNSYLVANIA  
RAILROAD COMPANY

By \_\_\_\_\_

Witness:

Examined by:

Assistant City Solicitor

Approved as to form:

City Solicitor

Countersigned:

City Controller

Section 2. That pursuant to the terms of the Agreement the sum of \$2,500.00 is hereby set aside and appropriated from Bond Fund No. 193-304, Sewers. The Mayor is hereby authorized and directed to issue and the City Controller to countersign a warrant drawn on said fund for the purpose herein mentioned.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1958.

Approved June 4, 1958.

Ordinance Book 62, Page 58.

No. 261

AN ORDINANCE—Transferring the aggregate sum of \$3,000.00 within Code

Accounts of the Department of Public Works.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of \$3,000.00 within code accounts of the Department of Public Works as follows:

From Code Account Nos.:

1652	Salaries, Temporary Employees, Bureau Truck Drivers, Bureau of Bridges, Highways and Sewers-----	\$2,500.00
1676	Wages, Regular Employees, Division of Collection and Final Disposition, Bureau of Refuse -----	500.00

To Code Account Nos.:

1655-7	Equipment, Asphalt Plant, Bureau of Bridges, Highways and Sewers--	\$2,500.00
1680	Repairs, Division of Collection and Final Disposition, Bureau of Refuse -----	500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1958.

Approved June 10, 1958.

Ordinance Book 62, Page 61.

## No. 262

**AN ORDINANCE**—Supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Section 2 of Ordinance No. 335, entitled, "An Ordinance regu-

lating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented shall be and the same is hereby further supplemented by adding to paragraph (OW) of Section 2 as follows:

Section 2. That paragraph (OW) of Section 2 of said Ordinance, which paragraph (OW) has the following heading:

"(OW) The following streets or portions of streets are class C streets upon which traffic will be permitted in only one direction as indicated."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

**ONE-WAY TRAFFIC MOVEMENT**  
**WILLIAM PENN PLACE**, between Sixth Avenue and Fifth Avenue, south-bound.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1958.

Approved June 10, 1958.

Ordinance Book 62, Page 61.

## No. 263

**AN ORDINANCE**—Granting unto Peoples First National Bank & Trust Company, the right to construct, maintain and use a seven-story building extending above and across Book Way, with a minimum clearance of twelve feet, connecting a new building to be built on property known as 249 Fifth Avenue with the First National Bank Building at the corner of Fifth Avenue and Wood Street, and to construct, maintain and use a utility and pedestrian tunnel beneath Book Way connecting said properties, in the Second Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Peoples First National Bank & Trust Company, its successors,

assigns, contractors and agents be and it is hereby given the right and privilege to construct, maintain and use at its own cost and expense a seven-story building extending above and across Book Way connecting an eight-story building to be erected on property known as 249 Fifth Avenue with the First National Bank Building at the corner of Fifth Avenue and Wood Street, Second Ward, Pittsburgh, Pennsylvania.

The said seven-story building extending over and above Book Way to be constructed by virtue of this Ordinance shall be located within the area of said Book Way bounded and described as follows:

BEGINNING at a point on the westerly line of Book Way at its intersection with the northerly line of Fifth Avenue; thence in a northerly direction by said westerly line of Book Way 121 feet to a point; thence across Book Way in an easterly direction by a line parallel with the northerly line of Fifth Avenue a distance of 20 feet more or less to a point on the easterly line of Book Way; thence in a southerly direction by said easterly line of Book Way 121 feet to the northerly line of Fifth Avenue; and thence in a westerly direction by said northerly line of Fifth Avenue 20 feet more or less to the point on the westerly line of Book Way at the place of beginning.

The said seven-story building shall have a minimum clearance at all points of at least 12 feet above the curbing of Book Way. Peoples First National Bank and Trust Company shall provide and maintain adequate lighting for that portion of Book Way located within the above described area.

Section 2. That Peoples First National Bank & Trust Company, its successors, assigns, contractors and agents be and it is hereby given the right and privilege to construct, maintain and use at its own cost and expense, a pedestrian and utility tunnel not over 30 feet in width extending under and beneath Book Way connecting the eight-story building to be erected on the property known as 249 Fifth Avenue with the First National Bank Building.

The center line of the 30-foot strip beneath Book Way within which the said

pedestrian and utility tunnel shall be constructed is described as follows:

BEGINNING at a point on the easterly side of Book Way, distant 83 feet northwardly from the northerly line of Fifth Avenue; thence in a westerly direction by line parallel to the northerly line of Fifth Avenue 20 feet more or less to a point on the westerly side of Book Way, which point is distant along said line of Book Way northwardly 83 feet from the northerly line of Fifth Avenue.

Section 3. The said Peoples First National Bank & Trust Company, its agents or contractors, prior to beginning construction of said seven-story building and said pedestrian and utility tunnel, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans showing the location and details of the construction of the said tunnel beneath Book Way, and no work shall be commenced thereon until said plans have been approved by the Director of the Department of Public Works, who shall have the right to inspect and supervise the said construction.

Section 4. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh, and its powers over City streets and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction and use of buildings and tunnels across and beneath City streets and which may provide for compensation for the use thereof.

Section 5. Peoples First National Bank & Trust Company shall at its own cost and expense repave Book Way and the sidewalks thereof within the area extending from the northerly line of Fifth Avenue and a line parallel thereto and located 137 feet northwardly therefrom as measured along the westerly side of Book Way. Said bank shall also resurface the remainder of Book Way eastwardly to Oliver Avenue if in the opinion of the Director of the Department of Public Works such resurfacing is necessary. Said bank shall further repair any structure or property which may in any way be damaged or disturbed by reason of the construction, maintenance and use herein permitted. All of



said work shall be done in the manner and at the times which the Director of the Department of Public Works shall order, and shall be subject to his approval and supervision.

Section 6. Peoples First National Bank & Trust Company shall be responsible for and shall assume all liability, either of said bank or of the City of Pittsburgh, for damages to persons or property by reason of the construction, maintenance and use herein permitted, and it is the condition of this grant that the City of Pittsburgh assume no liability for damage to either persons or property on account of this grant.

Section 7. The rights and privileges granted by this Ordinance shall continue for the life of the seven-story building over and across Book Way whose construction is permitted hereby.

Section 8. The foregoing rights and privileges are granted subject to all of the foregoing conditions and to the further condition that this Ordinance shall become null and void unless within thirty (30) days after the approval of the ordinance, Peoples First National Bank & Trust Company shall file with the City Controller its Certificate of Acceptance duly executed, and shall pay to the City Treasurer a total permit fee of \$1,000.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1958.

Approved June 20, 1958.

Ordinance Book 62, Page 62.

## No. 264

**AN ORDINANCE**—Changing the name Grand Avenue, between Brighton Road and Westborn Street, to Westborn Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the name of Grand Avenue, between Brighton Road and Westborn Street, be and the same is hereby changed to Westborn Street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1958.

Approved June 20, 1958.

Ordinance Book 62, Page 64.

## No. 265

**AN ORDINANCE**—Authorizing and directing the execution of an Agreement with the School District of Pittsburgh for the installation of electric night lights on that portion of Phillips Park known as the Athletic Field and used jointly by the City of Pittsburgh and the School District of Pittsburgh, and providing for the joint use, control and maintenance of said field.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation for and on behalf of the City of Pittsburgh, are hereby authorized and directed to execute with and deliver to the School District of Pittsburgh an Agreement in manner and form as follows:—

### AGREEMENT

THIS AGREEMENT, made and concluded the ----- day of ----- between the SCHOOL DISTRICT OF PITTSBURGH, a quasi municipal corporation of the Commonwealth of Pennsylvania, hereinafter called the School District, and the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter called the City; witnesseth:

Whereas, The City is the owner of a certain tract of land located on Parkfield Street and Park Boulevard in the Twenty-ninth Ward of said City and known as Phillips Park, and

Whereas, The City has granted the right of the School District to use a portion of Phillips Park known as the Athletic Field and referred to in the original Agreement; and

Whereas, The City desires to amend the original Agreement in the following desired manner, and

Whereas, The City desires the use of said Field at night, and in order to do so, the City desires to install night-lights on said Field:

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. Within a reasonable time subsequent to the execution of this Agreement, the City shall install electric night-lights on the Phillips Park Athletic Field, of such candle-power, number, kind and quality as will sufficiently light the Field at night for the purposes desired by the City and the School District. These night-lights shall remain the property of the City, and at its option, the City may remove such lights from said Field upon the termination of this Agreement.

2. The City shall have the full use of the Field in the evenings, however, in the event the School District should desire use of the Field and night lighting facilities they shall negotiate and confer with the Director of the Department of Parks and Recreation to make arrangements therefor. It shall also be the understanding that the School District may charge for permits if it so desires.

3. The City shall reimburse the School District for the wages of custodial and maintenance employees required for operation of the Field on the evenings when the City, or its permittees, use the Field.

4. In the event the School District or its permittees use the Field and the night lighting facilities the cost of the electricity for lighting the Field shall be borne by the respective parties, based upon the proportionate use of either, or by those to whom the respective parties give permits.

5. This Agreement shall continue in full force and effect until terminated by mutual consent of the parties hereto, which consent shall be evidenced by proper action taken by the Board of Public Education of the School District of Pittsburgh, and by the Mayor and Council of the City of Pittsburgh.

6. This Agreement is executed by the proper officers of the School District by virtue of a Resolution adopted by the Board of Public Education of said School District at a meeting regularly and properly called and held on the \_\_\_\_\_ day of \_\_\_\_\_; and is executed by the proper officers of the City of Pittsburgh by virtue of an Ordinance No. \_\_\_\_\_, approved the \_\_\_\_\_ day of \_\_\_\_\_.

IN WITNESS WHEREOF, The School District of Pittsburgh has caused its corporate seal to be affixed hereto by the hand of the President or Vice President of the Board of Public Education and attested by the Secretary of said Board, and the City of Pittsburgh has caused its common and corporate seal to be affixed hereto by the hand of its Mayor, duly attested by his Secretary, together with the signature of the Director of the Department of Parks and Recreation of the City of Pittsburgh.

SCHOOL DISTRICT OF PITTSBURGH

\_\_\_\_\_  
President of the Board of  
Public Education

Attest:

\_\_\_\_\_  
Secretary

CITY OF PITTSBURGH

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Secretary to the Mayor

\_\_\_\_\_  
Director, Dept. of Parks  
and Recreation

Attest:

\_\_\_\_\_  
Witness

Approved as to Form:

\_\_\_\_\_  
Solicitor, School District of  
Pittsburgh

\_\_\_\_\_  
City Solicitor

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1958.

Approved June 20, 1958.

Ordinance Book 62, Page 64.

## No. 266

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of Alexander Dzubay, Registered Mechanical Engineer, Pittsburgh, Pa., in connection with the rehabilitation of the Heating and Ventilating Systems of the Carnegie Free Library of Allegheny, Federal and E. Ohio Streets, N. S., Pittsburgh, Pa., for the Department of Lands and Buildings and appropriating funds for such mechanical engineering services.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with Alexander Dzubay, Registered Mechanical Engineer, for mechanical engineering services including the necessary conferences and preliminary studies, the preparation of Plans and specifications and general mechanical engineering supervision in connection with the renovation of the Heating and Ventilating Systems of the Carnegie Free Library of Allegheny, Federal and E. Ohio Streets, N. S., Pittsburgh, Pa., for the Department of Lands and Buildings; compensation to said mechanical engineer or engineers shall in no event exceed rates allowed for this type of work by the American Society of Mechanical Engineers, provided, however, that the contract between the City of Pittsburgh and the said engineer or engineers shall provide proper saving clause to protect the City of Pittsburgh in the event that the work authorized herein shall be interrupted or postponed, due to circumstances that are considered to be to the best interest of the City of Pittsburgh; the total fee

payable to the mechanical engineer or engineers is not to exceed the sum of \$13,000.00.

Section 2. That the sum of \$13,000.00 or so much thereof as may be required is hereby set aside and appropriated from Bond Fund 193, General Public Improvement Bonds, for the payment to the mechanical engineers employed under the terms of the contract herein authorized.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1958.

Approved June 20, 1958.

Ordinance Book 62, Page 66.

## No. 267

**AN ORDINANCE**—Authorizing a contract or contracts for furnishing and installing a new carpet in Room 417, City-County Building, Pittsburgh, Pa., for the Department of Public Works, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for furnishing and installing a new carpet in Room 417, City-County Building, Pittsburgh, Pa., in accordance with the laws and ordinances governing said City at a cost not to exceed \$1,000.00 chargeable to and payable from Code Account 1505.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1958.

Approved June 20, 1958.

Ordinance Book 62, Page 66.

## No. 268

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of the Weldon and Kelly Company of Pittsburgh, Pa., for \$320.00 for work performed at the No. 1 Police Station for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of the Weldon and Kelly Company of Pittsburgh, Pa., for \$320.00 for work performed at the No. 1 Police Station for the Department of Lands and Buildings for the benefit of the City of Pittsburgh without previous authority of law, chargeable to and payable from Bond Fund 187-10.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1958.

Approved June 20, 1958.

Ordinance Book 62, Page 67.

## No. 269

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Fluorescent Lighting Fixtures with Ballasts, and Accessories, for the Bureau of Accounts and Administration, Department of Lands and Buildings, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Fluorescent Lighting Fixtures with Ballasts, and Accessories, for the Bureau of Accounts

and Administration, Department of Lands and Buildings, at a cost not to exceed the total sum of \$4,500.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1958.

Approved June 20, 1958.

Ordinance Book 62, Page 67.

## No. 270

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Fire Hose, Coupled, for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Fire Hose, Coupled, for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the total sum of \$13,000.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account 1469, Fire Hose, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1958.

Approved June 20, 1958.

Ordinance Book 62, Page 68.

## No. 271

**AN ORDINANCE**—Granting unto the Mine Safety Appliances Company, its successors or assigns, the right and privilege to construct, maintain and use, at its own cost and expense, six 6" diameter transite conduits encased in concrete in and across Meade Street, 14th Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mine Safety Appliances Company, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use, at its own cost and expense, six 6" diameter transite conduits encased in concrete in and across Meade Street, 14th Ward, Pittsburgh, Pennsylvania.

The center line of the conduits shall be bounded and described as follows:

Beginning at a point on the northerly line of Meade Street 129' 0" westerly of the intersection of Meade Street and North Braddock Avenue, thence at 90° across Meade Street to a point on the southerly line of Meade Street. The six 6" diameter transite conduits are to be encased in concrete block, measuring 2' 0" wide by 1' 6" thick, top of concrete block to have a maximum depth of 4' 0" and a minimum depth of 3' 0" below present street grade.

The said conduits shall be constructed in accordance with the provisions of this Ordinance and Plan identified as Accession No. B-810 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said conduits, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete

set of plans in triplicate showing the location and all details for the said construction, said plans and said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be thereafter passed relating to the said construction, maintenance, and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Mine Safety Appliances Company, its successors or assigns, to that effect and that the said Grantee shall when so notified at the expiration of the said six months forthwith remove said construction and replace the street to its original condition, at its own cost and expense.

Section 6. The Grantee assumes all liability, if any, of the City of Pittsburgh arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance

shall become null and void unless within thirty (30) days after its approval the said Mine Safety Appliances Company, its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the said Mine Safety Appliances Company, its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 23, 1958.

Approved June 26, 1958.

Ordinance Book 62, Page 68.

## No. 272

**AN ORDINANCE** — Authorizing an Agreement with The Pennsylvania Railroad Company and The Philadelphia, Baltimore and Washington Railroad Company providing for the railroads' dedication to the City of Pittsburgh of land in the 17th, 18th and 19th Wards of the City of Pittsburgh, and fixing the terms of said dedication.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation and the Director of the Department of Public Works be and they are hereby authorized and directed for and in behalf of the City of Pittsburgh to enter into an Agreement with The Pennsylvania Railroad Company and The Philadelphia, Baltimore and Washington Railroad Company, in substantially the following form:

### AGREEMENT

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 1958, among THE PENNSYLVANIA RAILROAD COMPANY and THE PHILADELPHIA, BALTIMORE AND WASHINGTON RAILROAD COMPANY, as parties of the first part, hereinafter called the "Railroad," and the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, as party of the

second part, hereinafter called the "CITY."

### WITNESSETH:

Whereas, the Railroad owns certain hillside properties in the 17th, 18th and 19th Wards on the southwesterly side of the Monongahela and Ohio Rivers commonly known as Mt. Washington Hillside; and,

Whereas, the said properties were acquired by the Railroad to protect its right-of-way from landslides and rock falls which from time to time occur in this area; and,

Whereas, the City desires to acquire said properties for use in connection with its Park Development Program; and,

Whereas, the Railroad is willing to dedicate same to the City with certain reservations and conditions.

Now, Therefore, in consideration of the covenants and conditions hereinafter stated to be kept and performed by the parties hereto, it is agreed as follows:

1. The Railroad agrees to dedicate to the City all of the Railroad's right, title and interest in all those certain parcels of land situate in the 17th, 18th and 19th Wards of the City of Pittsburgh, consisting of 62.62 acres, more or less, shown in yellow and designated as Parcels A, B, C, D, E, and F, on print of plan No. 28300, last revised May 7, 1958, which is attached hereto and made a part hereof as Exhibit "A," a more complete description to be set forth in the deeds of dedication, reserving however unto the Railroad, its successors and assigns, the perpetual right and privilege to enter upon the said land to be dedicated at any time with or without notice to the City to inspect same and to remove therefrom any rocks, materials or structures as it deems necessary for the protection of its tracks and right of way in the vicinity of said land; and reserving further unto the Railroad, its successors and assigns, a perpetual easement twenty (20) feet in width for a pole line carrying signal, communication and power wires at the location shown in yellow hatch on Exhibit "A," and subject to the condition that the said properties shall be used only as a public park and shall not be used in any manner or for any purpose which would tend to disturb the angle of repose of the

hillsides or cause rock falls or slides of, on or from same. It is understood and agreed that the Railroad shall not grant to the City, either expressly or by implication, any right or means of ingress, egress or passageway to or from the said parcels or any of them and the City hereby agrees to acquire a means of access to and from each of the said parcels at its own cost and expense.

2. The Railroad further agrees that prior to the dedication of the said properties it will terminate all agreements relating to signboards on the said properties and also the agreement with the Pittsburgh Outdoor Advertising Company covering the sign on land leased to the said company on the northerly side of Sycamore Street as shown in red on Exhibit "A."

3. The City agrees that the said properties shall be used only as a public park and shall not be used in any manner or for any purpose which would tend to disturb the angle of repose of the hillsides or cause slides or rock falls of, on or from same and that the City shall give 120 days' advance written notice of any proposed construction on or alteration of the said hillsides to the Regional Engineer of the Pennsylvania Railroad together with a copy of all plans for such construction or alteration, and in the event of failure to give such notice the City agrees that the provisions of paragraph 6 hereof shall have no force and effect and that the City will reimburse the Railroad for any and all damages and costs which the Railroad may thereafter incur in the vicinity of the said alteration or construction due to landslides or rock falls.

4. The City agrees to permit the Railroad's authorized representatives at all times with or without notice to the City to enter upon the said properties to inspect same and to remove such rock, materials or structures as they deem necessary to protect the Railroad's tracks and facilities in the vicinity thereof and to construct, install, maintain and repair the said pole line.

5. The City agrees to maintain at its expense the approaches to P. J. McArdle Roadway overhead bridge located on parcel A.

6. Subject to strict compliance with the provisions of paragraph 3 above by

the City, the Railroad agrees to waive any and all right to claim damages from the City for damage to the Railroad's right-of-way or equipment caused by rock falls or slides from the said properties not attributable to the negligence of the City, its agents, employees, licensees or contractors.

7. The City agrees to accept from the Railroad deeds of the said parcels setting forth the aforesaid reservations and conditions and providing for right of re-entry by the Railroad upon breach of any of the said conditions, to furnish at its expense all documentary stamps required for the said deeds, and to deliver to the Railroad free of cost two certified copies of the ordinance authorizing the execution of this agreement.

8. This agreement shall take effect at the expiration of thirty (30) days from the date when a copy thereof shall be filed in the Office of the Secretary of the Pennsylvania Public Utility Commission, Harrisburg, Pennsylvania; provided that, if the said Commission shall, prior to the expiration of such period, institute a proceeding affecting its validity under the provisions of Section 911 of the Public Utility Law, this agreement shall only become effective upon its approval by the said Commission.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed in quadruplicate the day and year first hereinabove written.

THE PENNSYLVANIA  
RAILROAD COMPANY

By: \_\_\_\_\_

THE PHILADELPHIA, BALTIMORE &  
WASHINGTON RAILROAD COMPANY

By: \_\_\_\_\_

CITY OF PITTSBURGH

By: \_\_\_\_\_  
David A. Smith, Deputy Mayor

Attest:

Attest:

Attest:

-----  
Stanley M. Nozka,  
Secretary to the Mayor

Examined by:

-----  
Asst. City Solicitor

Approved as to form:

-----  
City Solicitor

THIS AGREEMENT is executed by the City of Pittsburgh under authority of Ordinance No. \_\_\_\_\_, enacted \_\_\_\_\_, 195\_\_\_\_, and recorded in Ordinance Book, Vol. \_\_\_\_\_, Page \_\_\_\_\_.

Section 2. Exhibit "A," referred to in Section 1 hereof, is plan entitled The Pennsylvania Railroad Company Dedication of Property to City of Pittsburgh, No. PG-28300, revised May 7, 1958, on file in the Department of Parks and Recreation as Accession No. P. L. 3590.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 23, 1958.

Approved June 26, 1958.

Ordinance Book 62, Page 70.

## No. 273

**AN ORDINANCE**—Amending a portion of Section 1, of Ordinance No. 397, approved October 10, 1957, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Viewing Platform and Bandstand at Grandview Park and providing for the payment of the cost thereof."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Section 1, of Ordinance No. 397, approved October

10, 1957, "An Ordinance authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract or contracts with an Architect or Architects for architectural services in conjunction with the construction of a Viewing Platform and Bandstand at Grandview Park and providing for the payment of the cost thereof," which reads:

"Total Fee payable to the Architect or Architects is not to exceed \$3,700.00."

shall be and the same is hereby amended to read:

The total fee payable to the Architect or Architects is not to exceed \$4,450.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 23, 1958.

Approved June 26, 1958.

Ordinance Book 62, Page 72.

## No. 274

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement, to be attached to, and made part of, Contract No. 14760, increasing the fees for architectural services in conjunction with the Construction of a Viewing Platform and Bandstand at Grandview Park, from a maximum of \$3,700.00 to \$4,450.00.

Whereas, Pursuant to the authority granted under Ordinance No. 397, approved October 10, 1957, the City of Pittsburgh entered into a contract with Grove, Schaffer & Associates, Architects, for architectural services in conjunction with the construction of a Viewing Platform and Bandstand at Grandview Park, the compensation therefore not to exceed the sum of \$3,700.00, or 8% of the then estimated construction cost of approximately \$46,300.00, in accordance with the rate of compensation prescribed



by the American Institute of Architects; and

Whereas, the actual construction cost is now estimated at an amount not to exceed \$55,500.00; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized to supplement Contract No. 14760, by changing therein the estimated total construction cost from \$46,300.00, to \$55,550.00, and by increasing the limit of compensation to be paid to the Architects for their services in conjunction with the construction of a viewing platform and bandstand at Grandview Park from \$3,700.00, to \$4,450.00, said Supplement to be attached to and made part of Contract No. 14760.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 23, 1958.

Approved June 26, 1958.

Ordinance Book 62, Page 73.

## No. 275

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a supplemental agreement to be attached to, and made part of Contract No. 14552, increasing the fees for architectural services in conjunction with Landscaping and General Improvements of Harry Fowler Playground from a maximum of \$7,100.00 to \$8,000.00.

Whereas, Pursuant to the authority granted under Ordinance No. 425, approved November 2, 1956, the City of Pittsburgh entered into a contract with Simonds & Simonds, Landscape Architects, for landscape architectural services in conjunction with landscaping and general improvements of Harry Fowler Playground, the compensation therefore not to exceed the sum of \$7,100.00 or 9.75% of the then estimated construc-

tion cost approximately \$72,800.00, in accordance with the rate of compensation prescribed by the American Society of Landscape Architects; and,

Whereas, The actual construction cost is now estimated at an amount not to exceed \$82,000.00, Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized to supplement Contract No. 14522, by changing therein the estimated total construction cost from \$72,800.00 to \$82,000.00, and by increasing the limit of compensation to be paid to the Landscape Architects for their services in conjunction with landscaping and general improvements of Harry Fowler Playground from \$7,100.00 to \$8,000.00, said supplement agreement to be attached to, and made part of Contract No. 14522.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 23, 1958.

Approved June 26, 1958.

Ordinance Book 62, Page 73.

## No. 276

**AN ORDINANCE**—Authorizing the issuance of warrants in favor of the following:

American La France Corporation	
Machined Parts for Fire Equipment	\$559.09
Hagen Chemicals and Controls	
Water Conditioning Chemicals.	19.80
International Business Machines	
Cards for IBM Machine	133.29
J. W. Matthews Company	
KC Stamps	15.11
Olson Radio Whse. of Pittsburgh	
Electronic Devices for Police	3.60

For materials furnished for the benefit of the City of Pittsburgh without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, warrants as follows:

American La France Corporation, in the sum of \$559.09 for machined parts for fire equipment, for the Bureau of Fire, Department of Public Safety, payable from Code Account No. 1515-1.

Hagen Chemicals and Controls, in the sum of \$19.80 for chemicals for boiler water conditioning, Bureau of Administration, Department of Parks and Recreation, payable from Code Account No. 1802.

International Business Machines Company, in the sum of \$133.29 for cards for IBM Machine, Traffic Court, Office of the Mayor, payable from Code Account No. 1031.

J. W. Matthews Company, in the sum of \$15.11 for KC Stamps for Traffic Court, Office of the Mayor, payable from Code Account No. 1031.

Olson Radio Warehouse of Pittsburgh, in the sum of \$3.60 for electronic devices for police, Bureau of Police, Department of Public Safety, payable from Code Account No. 1452-1.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 23, 1958.

Approved June 26, 1958.

Ordinance Book 62, Page 74.

## No. 277

**AN ORDINANCE**—Repealing Ordinance No. 135, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One Automobile for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof," approved April 5, 1957.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Ordinance No. 135, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One Automobile for the Bureau of Automotive Equipment, Department of Public Works, and for the payment thereof," approved April 5, 1957, be, and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 23, 1958.

Approved June 26, 1958.

Ordinance Book 62, Page 75.

## No. 278

**AN ORDINANCE**—Providing for a contract or contracts for Clarifier and appurtenances adjacent Ross Pumping Station, Department of Water, and pertinent work thereto, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be, and they are hereby authorized and directed to advertise for proposals, award and enter into a contract, or contracts, for clarifier and appurtenances adjacent Ross Pumping Station, Department of Water, and pertinent work thereto, in an amount not exceeding \$2,300,000.00, payable from Code Account Bond Fund No. 193—General Public Improvement Peoples Bonds.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 75.

## No. 279

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of Boquet Construction Company, Incorporated for \$4,176.04 in payment for extra work performed on the contract for valve installations at various locations in the City of Pittsburgh, Department of Water, No. 1430, Controller's Register No. 14345 for the benefit of the City without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Boquet Construction Company, Incorporated, for \$4,176.04 in payment for extra work performed on the contract for valve installations at various locations in the City of Pittsburgh, Department of Water No. 1430, Controller's Register No. 1435, for the benefit of the City, without previous authority of law, and charge to Code Account No. 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 76.

## No. 280

**AN ORDINANCE**—Providing for a contract or contracts for the improvement of the Conservatory Aviary, West Park, North Side, in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Lands and Buildings, and the

Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals to award and enter into a contract or contracts for the improvement of the Conservatory Aviary, West Park, North Side, in the Department of Parks and Recreation.

The work involved in this improvement will include the installation of a new heating system, the construction of a new floor, the installation of pipe insulation, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1957 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$25,000.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 76.

## No. 281

**AN ORDINANCE**—Providing for a contract or contracts for the installation of Planting and General Site Improvements at Paulson Playground, in the Department of Parks and Recreation and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the installation of planting and general site improvements at Paulson Playground in the Department of Parks and Recreation.

The work involved in the construction of this development will include planting, construction of drainage fa-

cilities, concrete work, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1958 Capital Improvement Program, in an amount not exceeding \$13,650.00, to be chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 77.

## No. 282

**AN ORDINANCE**—Providing for a contract or contracts for the construction of a second floor addition to the existing field houses for a caretaker's apartment at Sophia Evert No. 4 Playground, Armstrong Playground, and Frazier Playground in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Lands and Buildings, and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the construction of a second floor addition to the existing field houses for a caretaker's apartment at Sophia Evert No. 4 Playground, Armstrong Playground, and Frazier Playground in the Department of Parks and Recreation.

The work involved in the construction of these additions will include general, plumbing, heating, electric, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1958 Capital Improvement Program, in an amount not exceeding \$40,000.00, to be charge-

able to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 77.

## No. 283

**AN ORDINANCE**—Providing for a contract or contracts for the construction of night lighting facilities at Magee Playground in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the construction of night lighting facilities at Magee Playground in the Department of Parks and Recreation.

The type of work involved in this development will include concrete footer construction, excavation, electrical work, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1958 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding \$30,000.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 78.

## No. 284

**AN ORDINANCE**—Providing for a contract or contracts for the construction of plumbing and sewer facilities and related work at Watson Cabin in River-view Park, in the Department of Parks and Recreation, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Lands and Buildings, and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the construction of plumbing and sewer facilities and related work at Watson Cabin in River-view Park, in the Department of Parks and Recreation.

The work involved in the construction of this development will include construction of a sewer line, the installation of a water line, the installation of plumbing fixtures and the general rehabilitation of the toilet building, and other work incidental thereto. The life of which improvement will exceed Twenty Years, as a part of the 1958 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City. This Ordinance represents a portion of the total cost of the intended work, in an amount not exceeding \$15,000.00, chargeable to and payable from Bond Fund 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 79.

## No. 285

**AN ORDINANCE**—Providing for a contract or contracts for the Improve-

ment of Wabash Playground involving the Construction of a Parklet and Related Facilities in the Department of Parks and Recreation and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department of Public Works, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the improvement of Wabash Playground, involving the construction of a Parklet and related play facilities in the Department of Parks and Recreation.

The work involved in the construction of this development will include grading, drainage, play equipment, masonry work, paving, fencing, planting, plumbing, and other work incidental thereto, the life of which improvement will exceed Twenty Years, as a part of the 1958 Capital Improvement Program in accordance with the laws and ordinances governing said City in an amount not exceeding \$27,325.00, to be chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 79.

## No. 286

**AN ORDINANCE**—Appropriating and setting aside the sum of \$477,775.52 to Code Account No. 55, Police Pension Fund.

Whereas, The City of Pittsburgh has received from the Commonwealth of Pennsylvania the sum of \$477,775.52, being monies derived from the Tax on Foreign Casualty Insurance Companies; and

Whereas, Said funds are required by statute to be paid into the Police Pension Fund; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of \$477,775.52 is hereby appropriated and set aside to Code Account No. 55, Police Pension Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 80.

## No. 287

**AN ORDINANCE**—Transferring the sum of \$1,315.00 from Code Account No. 1480, Cable Installation, to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is authorized and directed to transfer the sum of \$1,315.00 from Code Account No. 1480, Cable Installation, to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 80.

## No. 288

**AN ORDINANCE**—Providing for a contract or contracts for the repaving

of South Negley Avenue, from Fifth Avenue to Dunmoyle Place, including the laying and relaying of water lines, and other work incidental thereto, and providing for payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works and the Director of the Department of Water shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the repaving of South Negley Avenue, from Fifth Avenue to Dunmoyle Place, including the laying and relaying of water lines, and other work incidental thereto, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Eighty Thousand (\$80,000.00) Dollars, chargeable and payable as follows: Seventeen Thousand (\$17,000.00) Dollars from Bond Fund 193, General Public Improvement Peoples Bonds; and Sixty-Three Thousand (\$63,000.00) Dollars from Code Account No. 1507, Liquid Fuel Tax Program, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 81.

## No. 289

**AN ORDINANCE**—Appropriating and setting aside the sum of \$15,000.00 from Bond Fund 193, General Public Improvement Bonds for a new boiler and chimney relining at the Wylie Avenue Branch; a new sidewalk at the Lawrenceville Branch; a new fence at the East Liberty Branch and a new floor at the South Side Branch of the Carnegie Library of Pittsburgh.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of \$15,000.00 is hereby appropriated and set aside in Bond Fund 193, General Public Improvement Bonds, for a new boiler and chimney relining at the Wylie Avenue Branch; a new sidewalk at the Lawrenceville Branch; a new fence at the East Liberty Branch and a new floor at the South Side Branch of the Carnegie Library of Pittsburgh, the life of these improvements will be in excess of 20 years.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 81.

## No. 290

**AN ORDINANCE**—Granting unto the Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense a reinforced concrete vault with fixed and hinged steel grating, for electrical purposes, in the easterly sidewalk area of Eleventh Street, 1st Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, is hereby given the right and privilege to construct, maintain and use at its own cost and expense a reinforced concrete vault with fixed and hinged steel grating, for electrical purposes, in the easterly sidewalk area of Eleventh Street, 1st Ward, Pittsburgh, Pennsylvania.

The vault to be constructed by virtue of this Ordinance is to have its top level with curb grade and is to occupy a portion of the easterly sidewalk area of Eleventh Street, bounded and described as follows:

Beginning at the intersection of the northerly line of Liberty Avenue and the

easterly line of Eleventh Street, thence extending northerly along the easterly line of Eleventh Street a distance of 29' 3" and protruding into said street a distance of 8' 6"; said vault to have two compartments and to be constructed of reinforced concrete with fixed and hinged steel grating, and to have a maximum depth of 10' 6" below curb grade.

The said vault shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-807 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of said vault, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate showing the location and all details of said vault, said plans and said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said

construction upon giving to the said Grantee at least six (6) months written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, to that effect, and that the said Grantee shall when so notified at the expiration of the said six (6) months forthwith remove said construction and replace the street to its original condition, at its own cost and expense.

Section 6. The Grantee assumes all liability, if any, of the City of Pittsburgh arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the said Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, and shall pay to the City Treasurer a permit fee of \$100.00 for the said vault and an annual inspection fee of \$.01 per cubic foot.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 82.

## No. 291

**AN ORDINANCE**—Providing for a contract or contracts for the demolition of Old Brilliant Pumping Station, adjacent buildings and structures, Department of Water, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the demolition of Old Brilliant Pumping Station, adjacent buildings and structures, Department of Water, in an amount not to exceed \$7,000.00, payable from Code Account 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 83.

## No. 292

**AN ORDINANCE**—Re-fixing the width and position of the westerly sidewalk and roadway, and re-establishing the grade of Stanwix Street, from the northerly line of property of Bell Telephone Company of Pennsylvania to Liberty Avenue.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the width and position of the westerly sidewalk and roadway, and the grade of the westerly curb line of Stanwix Street, from the northerly line of property of Bell Telephone Company of Pennsylvania, distant 227.00 feet north of the northerly line of the Boulevard of the Allies to Liberty Avenue, be and the same are hereby re-fixed and re-established as follows, to-wit:

The westerly curb line of Stanwix Street, from the northerly line of property of Bell Telephone Company of Pennsylvania to a point 322.18 feet northwardly therefrom, shall be parallel to and 10.0 feet east of the westerly street line; thence shall extend 2.01 feet northwardly to a point of curve; thence shall extend northwardly by the arc of a circle deflecting to the left, having a radius of 51.51 feet, a central angle of 64° 45' 43"



and an arc distance of 58.25 feet to a point of compound curve on the existing westerly curb of Liberty Avenue.

The westerly sidewalk of Stanwix Street, between the above named terminals, shall lie between the westerly street line and the above described curb line and shall have a variable width, ranging from 10.0 feet at the former to 16.21 feet at the latter mentioned point.

The roadway of Stanwix Street, from the northerly line of property of Bell Telephone Company of Pennsylvania to a point 324.19 feet northwardly therefrom, shall have a uniform width of 60.0 feet, lying between the above described westerly sidewalk and the existing easterly sidewalk.

Section 2. The grade of the westerly curb line of Stanwix Street shall begin at the northerly line of property of Bell Telephone Company of Pennsylvania at an elevation of 734.34 feet; thence shall fall at the rate of 1.10% for a distance of 322.18 feet to a point to an elevation of 730.80 feet; thence shall fall at the rate of 1.40% for a distance of 35.26 feet to a point of curve to an elevation of 730.30 feet; thence shall fall by a concave parabolic curve, which would have a total distance of 50.00 feet and an apex elevation of 729.95 feet for a distance of 25.00 feet to an elevation of 750.11 feet, at the horizontal point of compound curve on the existing westerly curb of Liberty Avenue.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 83.

## No. 293

**AN ORDINANCE**—Authorizing and empowering the Mayor and the Director of the Department of Public Safety to enter into agreements with any person or persons, partnership, association or corporation conducting business in the City of Pittsburgh, for the procurement

and installation of certain traffic signal light equipment and auxiliary devices, and determining the manner and cost, installation, maintenance and replacement of the same.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Safety be, and they are hereby authorized and empowered to enter into agreements with any person or persons, partnership, association or corporation conducting business in the City of Pittsburgh for the procurement and installation of certain traffic signal light equipment and auxiliary devices in accordance with the terms and conditions hereinafter set forth.

Section 2. Whenever it is deemed necessary by the proper authorities of the City and of any person or persons, partnership, association or corporation conducting business in the City of Pittsburgh to erect traffic lights or signal devices upon streets or at intersections or if it becomes necessary to erect and install parts of the traffic control system on any street or intersection of the City or parts of a system, upon land of such person or persons, partnership, association or corporation conducting business in the City of Pittsburgh, for the proper regulation and enforcement of regulations of traffic adjacent to, at or near such land or property of such person or persons, partnership, association or corporation conducting business in the City of Pittsburgh, such person or persons, partnership, association or corporation conducting business in the City of Pittsburgh, shall furnish and install the entire traffic system in accordance with the plans and specifications approved by the proper officers of the City of Pittsburgh and at no expense to the City of Pittsburgh.

Section 3. After the installation of such traffic control system or equipment the City shall maintain, repair and provide electric current for the same during the useful life of the mechanical parts of the system, or so long as the same is adequate for traffic control.

Section 4. Whenever the mechanical parts of the system or equipment become worn, obsolescent, or inadequate to prop-

erly control traffic or perform its proper functions, such person or persons, partnership, association or corporation, with whom such an agreement was entered into, shall, at no expense to the City, replace the system or equipment with adequate mechanical materials for the proper control of traffic, and upon proper replacement, the City shall continue to maintain, repair and furnish electric current for the same: provided, however, that such new installation shall conform to plans and specifications approved by the proper officers of the City.

Section 5. Nothing in this ordinance shall be taken to affect or relate to any of the provisions contained in Ordinance No. 582 of 1939, approved the 25th day of October, 1939, as recorded in Ordinance Book No. 50, Page 314.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 84.

## No. 294

**AN ORDINANCE**—Authorizing and directing the construction of a public sewer on Sophia Street and Leister Street to the existing sewer on Leister Street, with a branch sewer on Frontier Street, 24th Ward, including trenching and backfilling for the installation of a water line, including all work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a Public Sewer be constructed on Sophia Street and Leister Street to the existing sewer on Leister Street with a branch sewer on Frontier Street, 24th Ward, including trenching and backfilling for the installation of a water line and other work incidental thereto.

COMMENCING from a point on Frontier Street at the northerly terminus of Sophia Street, thence southwardly along Sophia Street about 390.0 feet, to a point on Leister Street; thence southwardly along Leister Street about 176.0 feet to the existing sewer on Leister Street about 10.0 feet Southwestwardly from the west property line of Lappe Lane, with a branch sewer on Frontier Street from a point on Frontier Street about 35.0 feet east of the east property line of Sophia Street, thence westwardly along Frontier Street about 60.0 feet to the sewer on Frontier Street at Sophia Street.

Section 2. The Mayor, the Director of Department of Public Works, and the Director of the Department of Water are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$10,000.00, which is the estimate of the whole cost as furnished by the Department of Public Works, \$10,000.00 of which is to pay the cost of trenching and backfilling for the installation of a water line and shall be chargeable to and payable from C. A. 1707, Rehabilitation and Reconditioning of the Water System.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 26, 1958.

Approved June 30, 1958.

Ordinance Book 62, Page 85.

## No. 295

**AN ORDINANCE** — Granting unto the Public Parking Authority of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a reinforced concrete vault with fixed and hinged steel grating, to be used for electrical purposes in the westerly sidewalk area of Sixth Street, First Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Public Parking Authority of Pittsburgh, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use at its own cost and expense, a reinforced concrete vault with fixed and hinged steel grating, to be used for electrical purposes in the westerly sidewalk area of Sixth Street, First Ward, Pittsburgh, Pennsylvania.

The vault to be constructed by virtue of this Ordinance is to have its top level with curb grade and is to occupy a portion of the westerly sidewalk area of Sixth Street, bounded and described as follows:

Beginning at a point on the westerly sidewalk area of Sixth Street distant 213' 0" north of the northerly line of Penn Avenue and 3' 5" east of the easterly property line, thence extending north along the westerly line of Sixth Street, a distance of 33' 0" and protruding into said street a distance of 7' 4"; said vault to be constructed of reinforced concrete with fixed and hinged steel grating and to have a maximum depth of 9' 10" below curb grade.

The said vault shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-815 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of said vault, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans in triplicate, showing the location and all details for the said construction,

said plans and said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the Public Parking Authority of Pittsburgh, its successors or assigns, to that effect, and that the said Grantee shall when so notified at the expiration of the said six (6) months forthwith remove said construction and replace the street to its original condition, at its own cost and expense.

Section 6. The said Grantee assumes all liability, if any, of the City of Pittsburgh, arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless

within thirty (30) days after its approval the said Public Parking Authority of Pittsburgh, its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the said Public Parking Authority of Pittsburgh, its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 87.

## No. 296

**AN ORDINANCE** — Granting unto the Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a sidewalk elevator with hinged steel sidewalk doors, in the northerly sidewalk area of Liberty Avenue, Second Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use at its own cost and expense, a sidewalk elevator with hinged steel sidewalk doors, in the northerly sidewalk area of Liberty Avenue, Second Ward, Pittsburgh, Pennsylvania.

The elevator to be constructed by virtue of this Ordinance is to have its top level with curb grade and is to occupy a portion of the northerly sidewalk area of Liberty Avenue, bounded and described as follows:

Beginning at a point on the northerly line of Liberty Avenue distant 91' 2" east of the easterly line of 11th Street, thence extending easterly along the northerly line of Liberty Avenue a dis-

tance of 9' 5" and protruding into said street a distance of 6' 2½" and have a maximum depth of 16' 0" below curb grade. The said elevator to be constructed of reinforced concrete with hinged steel sidewalk doors flush with existing curb grade.

The said elevator shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-808 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said elevator, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing the location and all details for the said construction, said plans and said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said construction upon giving to the said

Grantee at least six (6) months written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, to that effect, and that the said Grantee shall when so notified at the expiration of the said six (6) months, forthwith remove said construction and replace the street to its original condition, at its own cost and expense.

Section 6. The said Grantee assumes all liability, if any, of the City of Pittsburgh, arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the Greyhound Corporation, Eastern Greyhound Lines Division, its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 88.

## No. 297

**AN ORDINANCE**—Granting unto the University of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a 15" diameter Ric-Wil conduit and three manholes in and across Terrace and DeSota Streets in the Fourth Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the University of Pittsburgh, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use at its own cost and expense, a 15" diameter Ric-Wil conduit and three manholes in and across Terrace and DeSota Streets in the Fourth Ward, Pittsburgh, Pennsylvania. The center line of conduit and manholes shall be bounded and described as follows:

Beginning on the northerly line of Terrace Street at a point about 8.0 feet west of the westerly line of Stadium Street, thence across Terrace Street on the line parallel to Stadium Street to a manhole in the southerly sidewalk of Terrace Street, thence eastwardly along the southerly sidewalk area of Terrace Street approximately 413.0 feet to a manhole, thence deflecting to the right for a distance of 75.0 feet to an angle in the westerly sidewalk area of DeSota Street, thence approximately 128.0 feet southwardly in the westerly sidewalk area of DeSota Street to a manhole which point is approximately 138.0 feet north of the northerly line of O'Hara Street, thence deflecting to the right across the westerly sidewalk area approximately 8.0 feet to the westerly line of DeSota Street.

The said conduit and manholes shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-811 and University of Pittsburgh Drawing No. KQ8G1-2-3 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said conduit and manholes, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans in triplicate, showing the location and all details for the said construction, said plans and said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been

or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said University of Pittsburgh, its successors or assigns, to that effect, and that the said Grantee shall when so notified at the expiration of the said six (6) months, forthwith remove said construction and replace the street to its original condition, at its own cost and expense.

Section 6. The said Grantee assumes all liability, if any, of the City of Pittsburgh, arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said University of Pittsburgh, its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the said City of Pittsburgh, its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 89.

## No. 298

**AN ORDINANCE**—Granting unto Mrs. Sophia Ungerer, her successors or assigns, the right and privilege to construct, maintain and use at her own cost and expense, a concrete footer for retaining wall in the northerly sidewalk area at 207 Essen Street, Twenty-sixth Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Mrs. Sophia Ungerer, her successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use at her own cost and expense, a concrete footer for retaining wall in the northerly sidewalk area at 207 Essen Street, Twenty-sixth Ward, Pittsburgh, Pennsylvania.

The said footer shall be bounded and described as follows:

Beginning at a point 168' 0" east of the intersection of the easterly line of Gilchrist Way and the northerly line of Essen Street, thence in an easterly direction along the northerly line of Essen Street, a concrete footer extending for a distance of 61' 0" to the end. The said footer shall project into the northerly sidewalk area of Essen Street a maximum distance of 2' 6" and shall have a thickness of 1' 3" with top of said footer a maximum depth of 2' 1" below curb grade.

The said footer shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-813 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said footer, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans in triplicate showing the location and all details for the said construction, said plans and said construction shall

be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Mrs. Sophia Ungerer, her successors or assigns, to that effect and that the said Grantee shall when so notified at the expiration of the said six (6) months forthwith remove said construction and replace the street to its original condition, at her own cost and expense.

Section 6. The said Grantee assumes all liability, if any, of the City of Pittsburgh, arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said Mrs. Sophia Ungerer, her suc-



cessors or assigns, shall file with the City Controller her certificate of acceptance of the provisions thereof, said certificate to be executed by the said Mrs. Sophia Ungerer, her successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 91.

## No. 299

**AN ORDINANCE**—Providing for the letting of a contract for the furnishing and delivery of Cutters for Pipe Cutting Machine for the Bureau of Distribution, Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Cutters for Pipe Cutting Machine for the Division of Distribution, Department of Water, at a cost not to exceed the total sum of \$700, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1788, Equipment and Machinery, Division of Distribution, Department of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 68, Page 93.

## No. 300

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Various Motors for the Bureau of Bridges, Highways and Sewers, Department of Public Works, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Various Motors for the Bureau of Bridges, Highways and Sewers, Department of Public Works, at a cost not to exceed the total sum of \$2,500.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1655-7, Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 93.

## No. 301

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the installation of directional traffic signs and electric signal equipment for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies are

hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the installation of directional traffic signs and electric signal equipment for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed Fifty Thousand (\$50,000.00) Dollars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable in the amount of Five Thousand (\$5,000.00) Dollars from Bond Fund No. 187-47 and Forty-Five Thousand (\$45,000.00) Dollars from Bond Fund No. 193-802, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 94.

## No. 302

**AN ORDINANCE**—Providing for the letting of a contract with the Western Newspaper Union for the preparation of mats and stereos and the distributing of the same to the weekly community newspapers, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to enter into a contract with the Western Newspaper Union for the weekly service in the preparation of mats and stereos and the distributing of these to the weekly community newspapers beginning July 7, 1958, for the balance of the year 1958 at a cost not to exceed One Thousand and Ninety-Two (\$1,092.00) Dollars, Five Hundred Ninety-Two (\$592.00) Dollars to

be charged to Adult Traffic Education, Code Account No. 1415, and Five Hundred (\$500.00) Dollars to be charged to Child Safety Activities, Code Account No. 1416.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 94.

## No. 303

**AN ORDINANCE**—Granting unto the Heppenstall Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, an 8" diameter steel casing in the southerly sidewalk area of Hatfield Street, 9th Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Heppenstall Company, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use at its own cost and expense, an 8" diameter steel casing in the southerly sidewalk area of Hatfield Street, 9th Ward, Pittsburgh, Pennsylvania. The center line of said steel casing shall be bounded and described as follows:

Beginning at a point on the northerly property line in the southerly sidewalk area of Hatfield Street 20' 6" east of the easterly line of Cotton Way, thence at 90° in a northerly direction a distance of 3' 0" to center of 8" diameter steel casing, said casing to extend below existing curb grade a distance of 45' 0" and have top capped with a steel cover plate flush with existing sidewalk surface.

The said casing shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-814 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said steel casing, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans in triplicate, showing the location and all details for the said construction, said plans and said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Heppenstall Company, its successors or assigns, to that effect and that the said Grantee shall when so notified at the expiration of the said six (6) months forthwith remove said construction and replace the street to its original condition, at its own cost and expense.

Section 6. The said Grantee assumes all liability, if any, of the City of Pittsburgh arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said Heppenstall Company, its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the said Heppenstall Company, its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 95.

## No. 304

**AN ORDINANCE** — Locating Crucible Street No. 2 to a width of 35.00 feet over a portion of Crucible Street as widened by Ordinance No. 390, approved November 12, 1954, from Zahniser Street to Wilton Way, and establishing the grade thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Crucible Street No. 2, from Zahniser Street to Wilton Way, be and the same is hereby located to a width of 35.00 feet in conformity with the following described survey line:

**BEGINNING** on the westerly line of Zahniser Street at a point distant North 51° 42' 36" East 88.81 feet from the southerly line of Crucible Street as widened by Ordinance No. 390, approved November 12, 1954; thence extending along the above described survey line North 82° 32' 33" West 54.86 feet to a point of curve; thence westwardly and northwardly by the arc of a circle deflecting to the right with a radius of 180.00 feet, a central angle of 82° 31' and an arc distance of 259.22 feet to the easterly line of Wilton Way at a point distant North 42° 17' 06" East 82.82 feet from the southerly line of Crucible Street as widened by Ordinance No. 390, approved November 12, 1954.

The northerly line of Crucible Street No. 2 shall be parallel to and 15.00 feet north of the above described survey line.

The southerly line of Crucible Street No. 2 shall be parallel to and 20.00 feet south of the above described survey line.

Section 2. The grade of the above described survey line shall begin at the westerly line of Zahniser Street at an elevation of 936.90 feet; thence shall rise at the rate of 3.15% for a distance of 136.95 feet to a point of curve to an elevation of 941.15 feet; thence shall rise and fall by a convex parabolic curve for a distance of 60.00 feet to a point of tangent to an elevation of 941.95 feet; thence shall fall at the rate of 0.50% for a distance of 117.13 feet to the easterly line of Wilton Way to an elevation of 941.39 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 96.

## No. 305

**AN ORDINANCE**—Naming an Unnamed 40-foot Avenue, extending 100 feet northwardly from the northerly line of Younger Avenue to the northerly line of the George Carnahan Plan No. 2, and lying between Lots No. 19 and No. 20, "Roseanne Avenue," and establishing the grade thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That an Unnamed 40-foot Avenue, extending 100 feet northwardly from the northerly line of Younger Avenue to the northerly line of the George Carnahan Plan No. 2, of record in the Recorder's Office of Allegheny County, in Plan Book Volume 31, Page 74, and lying between Lots No. 19 and No. 20 of the above mentioned Plan, be and the same is hereby named "Roseanne Avenue."

Section 2. The grade of the center line of Roseanne Avenue, from Younger Avenue to the northerly line of the George Carnahan Plan No. 2, be and the same is hereby established as follows, to-wit:

BEGINNING at the northerly 8.0-foot line of Younger Avenue at an elevation of 1041.72 feet; thence rising by a concave parabolic curve having an apex elevation of 1041.72 feet for a distance of 35.00 feet to a point of tangent to an elevation of 1043.55 feet; thence rising at the rate of 10.44% for a distance of 73.03 feet to the northerly line of the George Carnahan Plan No. 2 to an elevation of 1051.17 feet, paving as constructed.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 97.

## No. 306

**AN ORDINANCE**—Approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for the erection of a secondary school by the CATHOLIC INSTITUTE OF PITTSBURGH in an "R3" District, at 2700 MORANGE ROAD, 28th Ward, City of Pittsburgh.

Whereas, the Planning Commission of the City of Pittsburgh has recommended APPROVAL of the application for a Conditional Use for the ERECTION OF A SECONDARY SCHOOL by the Catholic Institute of Pittsburgh at 2700 MORANGE ROAD, 28th Ward, City of Pittsburgh, Pennsylvania, Now Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That under the provisions of Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, APPROVAL is hereby granted for the erection of a secondary school by the Catholic Institute of Pittsburgh in an

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"R3" District, at 2700 MORANGE ROAD, 28th Ward, City of Pittsburgh, in accordance with the Application for Occupancy Permit dated May 29, 1958, and the Site Development Plan No. 419 L-1, submitted by the Catholic Institute of Pittsburgh, which are on file in the office of the Bureau of Building Inspection, Department of Public Safety, and which are incorporated by reference herein.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 97.

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## No. 307

**AN ORDINANCE**—Approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for alterations and additions to the Homewood Elementary School at 7100 Hamilton Avenue—13th Ward, City of Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That under the provisions of Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, APPROVAL is hereby granted for alterations and additions to the Homewood Elementary School, by the Board of Public Education of the City of Pittsburgh, in an "R3" District, at 7100 Hamilton Avenue, 13th Ward, City of Pittsburgh, in accordance with the Application for Occupancy Permit dated June 26, 1958, and the Plot, Foundation and Basement Plan, Contract No. 58003-31-32, Sheet G-2, dated May 19, 1958, submitted by the Board of Public Education, which are on file in the office of the Bureau of Building Inspection, Department of Public Safety, and which are incorporated by reference herein.

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 98.

## No. 308

**AN ORDINANCE**—Approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for the erection of a new Quentin Roosevelt Elementary School at 200 The Boulevard—29th Ward, City of Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That under the provisions of Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, APPROVAL is hereby granted for the erection of a new Quentin Roosevelt Elementary School, by the Board of Public Education of the City of Pittsburgh in ar. "R2" District, at 200 The Boulevard, 29th Ward, City of Pittsburgh in accordance with the Application for Occupancy Permit dated June 20, 1958, and the Plot Plan, Contract No. 58006-31, Sheet G-2, submitted by the Board of Public Education, which are on file in the office of the Bureau of Building Inspection, Department of Public Safety, and which are incorporated by reference herein.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 98.

## No. 309

**AN ORDINANCE**—Approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for additions to

the Belmar Elementary School at 7100 Hermitage Street—13th Ward, City of Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That under the provisions of Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, APPROVAL is hereby granted for additions to the Belmar Elementary School, by the Board of Public Education of the City of Pittsburgh in an "R2" District, at 7100 Hermitage Street, 13th Ward, City of Pittsburgh, in accordance with the Application for Occupancy Permit dated June 6, 1958, and the Architectural Site Plan, Project No. 58007-31, Sheet A-1, dated May 1, 1958, submitted by the Board of Public Education, which are on file in the office of the Bureau of Building Inspection, Department of Public Safety, and which are incorporated by reference herein.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 99.

## No. 310

**AN ORDINANCE**—Transferring the sum of \$10,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1075, Miscellaneous Services, Department of Law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$10,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1075, Miscellaneous Services, Department of Law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

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Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 99.

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## No. 311

**AN ORDINANCE**—Transferring the sum of \$26,000.00 from Code Account No. 42, Contingent Fund, to various Code Accounts within the Department of Public Safety.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$26,000.00 from Code Account No. 42, Contingent Fund, to the following Code Accounts within the Department of Public Safety:

\$14,000.00 to Code Account No. 1452—  
Equipment, Bureau of Police.

\$12,000.00 to Code Account No. 1468—  
Equipment, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 100.

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## No. 312

**AN ORDINANCE**—Transferring the aggregate sum of \$90,000.00 within the code accounts of the Department of Public Works.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of \$90,000.00 within the code accounts of the Department of Public Works, as follows:



FROM CODE ACCOUNT NOS.:

1507	Liquid Fuels Tax Program	\$25,290.16
1529	Salaries, Reg. Employees— Gen. Office, Bureau of En- gineering -----	9,122.19
1545	Salaries, Reg. Employees, Division of Surveys and Design -----	23,004.38
1546	Salaries, Reg. Employees, Division of Streets and Sewers -----	4,090.84
1603	Salaries, Reg. Employees, General Office, Bureau of Bridges, Highways and Sewers -----	4,936.36
1608	Salaries, Reg. Employees, Division Offices, Bureau of Bridges, Highways and Sewers -----	21.38
1609	Wages, Reg. Employees, Division Offices, Bureau of Bridges, Highways and Sewers -----	2,272.43
1620	Wages, Temporary Em- ployees, Cleaning High- ways -----	4.18
1634	Wages, Temporary Em- ployees, Repairing High- ways -----	3,000.00
1642	Wages, Temporary Em- ployees, Jan. to March, Bureau Tractor Operators	5.16
1643	Wages, Temporary Em- ployees, April to June, Bureau Tractor Operators	384.15
1650	Wages, Temporary Em- ployees, January to March, Bureau Laborers -----	748.18
1650-1	Wages, Temporary Em- ployees, April to June, Bureau Laborers -----	1,180.58
1651	Wages, Temporary Em- ployees, Sewer Laborers--	6,000.00
1652	Salaries, Temporary Em- ployees, Bureau Truck Drivers -----	3,265.94
1655	Salaries, Regular Em- ployees, Asphalt Plant---	1,325.79
1670	Salaries, Regular Em- ployees, General Office, Bureau of Refuse -----	1,975.66
1675	Salaries, Regular Em- ployees, Division of Col- lection and Disposition -	761.41

1676 Wages, Regular Em-  
 ployees, January to March.  
 Division of Collection and  
 Disposition ----- 2,611.21  
 \$90,000.00

TO CODE ACCOUNT NO.

1655-5 Materials, Asphalt Plant,  
 Bureau of Bridges, High-  
 ways and Sewers ----- \$90,000.00

Section 2. That any Ordinance or part  
 of Ordinance, conflicting with the pro-  
 visions of this Ordinance, be and the  
 same is hereby repealed so far as the  
 same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 100.

## No. 313

**AN ORDINANCE**—Authorizing and di-  
 recting the Mayor, the Director of  
 the Department of Public Works and  
 the Director of the Department of Parks  
 and Recreation to enter into an Agree-  
 ment with ALLEGHENY CONTRACTING  
 INDUSTRIES, INC., for the removal of  
 rock and earth from a portion of a tract  
 of land in the Nineteenth and Twentieth  
 Wards owned by the City of Pittsburgh,  
 and for the grading and landscaping of  
 the premises, and setting forth the terms  
 and conditions for the performance of  
 the work.

*The Council of the City of Pittsburgh  
 hereby enacts as follows:*

Section 1. That the Mayor, the Di-  
 rector of the Department of Public Works  
 and the Director of the Department of  
 Parks and Recreation be and they are  
 hereby authorized and directed to enter  
 into an agreement with ALLEGHENY  
 CONTRACTING INDUSTRIES, INC., for  
 the removal of rock and earth from a  
 portion of a tract of land in the Nine-  
 teenth and Twentieth Wards owned by  
 the City of Pittsburgh, and for the  
 grading and landscaping of the premises,  
 and setting forth the terms and condi-  
 tions for the performance of the work.  
 The agreement shall be subject to the  
 approval of the City Solicitor, and shall  
 be in substantially the following form:

### AGREEMENT

#### BY AND BETWEEN

CITY OF PITTSBURGH, a municipal  
 corporation of the Commonwealth of  
 Pennsylvania, hereinafter referred to as  
 the "CITY,"

#### AND

ALLEGHENY CONTRACTING INDUS-  
 TRIES, INC., a Pennsylvania corporation,  
 domiciled in the County of Allegheny,  
 Commonwealth of Pennsylvania, herein-  
 after referred to as "ALLEGHENY,"

#### WITNESSETH:

Whereas, The City is owner of a tract  
 of land located in the Nineteenth and  
 Twentieth Wards of the City of Pitts-  
 burgh along Saw Mill Run Boulevard,  
 adjoining the property of the Pittsburgh  
 & West Virginia Railway Company, a  
 portion of which City property is more  
 particularly described as follows:

BEGINNING at a point on the south-  
 westerly side of Saw Mill Run Boulevard  
 at the westerly dividing line between  
 property of the City and property of  
 Pittsburgh & West Virginia Railway  
 Company; thence South 28° 21' West a  
 distance of 315' more or less to a point  
 at the dividing line between property  
 of the City and property, now or for-  
 merly, of the West Side Belt Railroad  
 Company; thence South 37° 54.30' East  
 a distance of 180' more or less along the  
 said dividing line to a point at the di-  
 viding line between property of the City  
 and property, now or formerly, of Amos  
 Comay, et al.; thence North 69° 36' East  
 a distance of 167.79' more or less to the  
 end of the said dividing line; thence  
 along a line on City property produced  
 by an extension of the said dividing line  
 to its intersection with the southwest-  
 erly line of Saw Mill Run Boulevard;  
 thence westwardly along the southwest-  
 erly line of Saw Mill Run Boulevard a  
 distance of 400' more or less to the place  
 of beginning; and

Whereas, Allegheny has a contract with  
 the Pittsburgh & West Virginia Railway  
 Company to grade and remove the rock  
 and earth on its property adjoining the  
 City area described above to a grade at  
 point 90 on the contour plan for the  
 area, a copy of which is attached here-  
 to; and

Whereas, Allegheny proposes to grade  
 the said property of the City to conform

to point 90 in the aforesaid contour plan and three (3) feet below said point 90 on the contour plan, and to perform the work without any cost or expense to the City;

Now, Therefore, In consideration of the permission granted by the City to Allegheny to remove the rock and earth from the City area described above, Allegheny agrees as follows:

1. Allegheny will commence the removal of rock and earth and the grading upon execution of the agreement and upon obtaining all necessary permits for the performance of the work, and will complete the work within a period of three (3) years from the date of this Agreement;

2. Allegheny will remove all rock, earth and debris in a careful and workmanlike manner, and will prevent any rock, earth or debris from falling into any street or highway over which it is conveyed by Allegheny;

3. Allegheny will not dump any rock, earth or debris into Saw Mill Run and will not permit any of its work to interfere with the natural flow of water in Saw Mill Run.

4. Upon completion of the removal of the rock and earth, and upon completion of grading, Allegheny will cover the City area described above with suitable soil for the cultivation of grass, trees and plants. The soil coverage shall be at least three (3) feet in depth.

5. After completion of coverage of the soil, Allegheny will sow grass seed upon the City area. The seed shall be composed of a mixture containing seventy-five (75%) per cent perennial rye grass and twenty-five (25%) per cent Kentucky blue grass. The seed shall be distributed at the rate of six (6) pounds per 1,000 square feet surface area.

6. Allegheny will obtain all necessary permits for the performance of the excavating and grading work from the proper authorities.

7. Allegheny has obtained a permit for the erection and operation of a crushing plant on the adjoining Pittsburgh & West Virginia Railway Company property from the Zoning Board of Adjustment of the City of Pittsburgh for the year 1958. In the event this permit is not renewed and the work on the City

property has not been completed, Allegheny will put the City property back into such condition as may be directed by the City within ninety (90) days after the action of the Board of Adjustment.

8. All work shall be subject to the approval of the Directors of the Department of Public Works, the Department of Parks and Recreation and the Department of Public Safety. In the event any notice is issued by the City that this Agreement is not being complied with, Allegheny will stop work until approval for resumption of work is obtained.

9. Allegheny will be required to submit proof in the form of an affidavit or certificate, duly attested by the officers or authorized representatives of a responsible insurance company, that it has obtained all insurance required under this paragraph, and no work will be performed under this Agreement until such insurance has been approved by the City. The affidavit or certificate of insurance shall name the party or parties to be benefited, the effective dates of the insurance, the limits of liability and property damage, a ten-day cancellation clause, and the location and nature of the work.

The insurance shall consist of an Owner's Protective Liability and Property Damage policy, which protects the City and terminates with the plans of the work by the City. The public liability insurance shall be in an amount not less than One Hundred Thousand (\$100,000.00) Dollars for injuries including accidental death to any one person, and, subject to the same limit for each person in an amount not less than Three Hundred Thousand (\$300,000.00) Dollars on account of one accident, and property damage insurance in an amount not less than Fifty Thousand (\$50,000.00) Dollars for each accident, with an aggregate of One Hundred Thousand (\$100,000.00) Dollars for all accidents.

This Agreement is made pursuant to Ordinance No. -----, approved-----, and recorded in Ordinance Book Volume ----, Page ----.

IN WITNESS WHEREOF, the parties hereto have hereunto affixed their common and corporate seals, duly attested by their proper officers, the day and year first above written.

CITY OF PITTSBURGH

By -----  
Mayor

-----  
Director, Department of  
Public Works.

-----  
Director, Department of  
Parks and Recreation

Attest:

-----  
ALLEGHENY CONTRACTING  
INDUSTRIES, INC.

By -----  
President

Attest:

Examined By:

-----  
Assistant City Solicitor

Approved as to Form:

-----  
City Solicitor

Countersigned:

-----  
City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 101.

## No. 314

**AN ORDINANCE**—Authorizing and directing the Mayor and the Director of the Department of Parks and Recreation to enter into a contract with the AMERICAN WIND SYMPHONY for the

furnishing of concerts to the people of the City of Pittsburgh during the year 1958.

Whereas, the fostering of appreciation for music will inure to and advance the welfare of the City of Pittsburgh and its people; and

Whereas, the American Wind Symphony Orchestra is an outstanding musical organization which has gained nationwide recognition for the performance of open-air river concerts, and is not conducted for financial gain or profit; and

Whereas, the American Wind Symphony has agreed to furnish the American Wind Symphony Orchestra to perform concerts open to the people of the City of Pittsburgh, under the conditions and for the considerations hereinafter set forth, and the City of Pittsburgh is desirous of securing the services of the American Wind Symphony Orchestra for such concerts; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a contract with the American Wind Symphony in substantially the following form, subject to the approval of the City Solicitor:

### THIS AGREEMENT

MADE AND ENTERED into this ----- day of -----, A. D. 1958, BY AND BETWEEN THE CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, domiciled in the County of Allegheny, hereinafter called the "CITY,"

### AND

AMERICAN WIND SYMPHONY, a non-profit corporation, organized and existing under the laws of the Commonwealth of Pennsylvania, domiciled in the County of Allegheny, hereinafter called the "WIND SYMPHONY."

### WITNESSETH:

1. The Wind Symphony for and in consideration of the payments hereinafter set forth covenants to and with the City that it will cause the American Wind Symphony Orchestra to perform

two concerts during the month of July, 1958, under the auspices of the City. The musical program for each of these concerts shall be subject to approval by the City, and the concerts shall be performed at the barge now used by the Orchestra on the Allegheny River at Point State Park.

2. The Wind Symphony agrees that none of the moneys to be paid to it by the City under the provisions of this Agreement shall inure to the pecuniary profit of any of its members, but that all of the said moneys shall be devoted solely to the maintenance of the orchestra, including the cost of the performances of the concerts provided for herein.

3. In consideration of the performance by the Wind Symphony of the terms and conditions of this Agreement, the City agrees to pay to the Wind Symphony the sum of Forty-Five Hundred (\$4,500.00) Dollars for the performance of the concerts, payable from Code Account No. 1801, Miscellaneous Services, Department of Parks and Recreation. Payment shall be made to the Wind Symphony after the performance of the concerts upon submission of an invoice to the Director of the Department of Parks and Recreation.

4. In the event of failure or refusal of the Wind Symphony to perform all or any of the terms and conditions of this Agreement, the City shall have the right to terminate the Agreement forthwith and no payments shall be made as herein provided.

5. This Agreement is effective July 1, 1958.

THIS AGREEMENT is entered into in behalf of the City pursuant to Ordinance No. \_\_\_\_\_, approved \_\_\_\_\_, and in behalf of the Wind Symphony pursuant to a Resolution duly adopted by its Board of Directors on the \_\_\_\_\_ day of \_\_\_\_\_, 1958.

CITY OF PITTSBURGH

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Director of the Department  
of Parks and Recreation

Attest:

\_\_\_\_\_  
Secretary to the Mayor

AMERICAN WIND SYMPHONY

By \_\_\_\_\_  
President

Attest:

\_\_\_\_\_  
Secretary  
Examined By:

\_\_\_\_\_  
Assistant City Solicitor

Approved as to Form:

\_\_\_\_\_  
City Solicitor  
Countersigned:

\_\_\_\_\_  
City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 103.

No. 315

AN ORDINANCE—Authorizing and directing the Mayor, the Director of the Department of Lands and Buildings and the Director of the Department of Parks and Recreation to execute and deliver, on behalf of the City of Pittsburgh, a lease to the United States of America, for a portion of McKinley Park Extension, to be used for parking purposes, for a term not beyond June 30, 1983, and providing the terms and conditions thereof, and to enter into a Supplemental Agreement, if necessary, under provision 5 of said lease.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor, the Director of the Department of Lands and

Buildings and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to execute and deliver, on behalf of the City of Pittsburgh, a lease to the United States of America, for a portion of McKinley Park Extension, to be used for parking purposes, for a term not beyond June 30, 1983, in substantially the following form:

LAND LEASE

BETWEEN

CITY OF PITTSBURGH,

PENNSYLVANIA

(a municipal corporation)

AND

THE UNITED STATES OF AMERICA

1. THIS LEASE effective the first day July, in the year one thousand nine hundred and fifty-eight (1958), by and between the CITY OF PITTSBURGH, PENNSYLVANIA (a municipal corporation), whose address is City-County Building, Pittsburgh, Pennsylvania, and whose interest in the property hereinafter described is that of owner for itself, its successors and assigns, hereinafter called Lessor, and THE UNITED STATES OF AMERICA, hereinafter called the Government.

WITNESSETH: The parties hereto, for the consideration hereinafter mentioned, covenant and agree as follows:

2. The Lessor hereby leases to the Government the following described premises, viz.:

ALL that certain parcel of land containing approximately 20,000 square feet of parking area known as McKinley Park Extension, said parcel fronting approximately 640 feet on the westerly right-of-way line of Saw Mill Run Boulevard and approximately 50 feet on the southerly right-of-way line of Timberland Avenue, City of Pittsburgh, County of Allegheny, Commonwealth of Pennsylvania, as shown, crosshatched in blue, on map attached hereto as Exhibit "A" and made a part hereof,

to be used for the following purposes:

Parking of vehicles and equipment.

3. TO HAVE AND TO HOLD the said premises for the term beginning July 1, 1958, through June 30, 1959, provided

that unless and until the Lessor or the Government shall give notice of termination in accordance with provision 6 hereof, this lease shall remain in force thereafter from year to year without further notice; and provided further that this lease shall in no event extend beyond June 30, 1983.

4. The Government shall pay the Lessor rent at the following rate: One dollar (\$1.00) for the entire term of the lease, the receipt and sufficiency of which is hereby acknowledged by the Lessor.

5. Title to buildings and improvements, placed upon the leased premises by the Government, shall remain the property of the Government and may be removed or otherwise disposed of by the Government and the Government shall have the right during the existence of this lease to attach fixtures and erect structures or signs, all relating to the parking of vehicles and equipment, in or upon the premises hereby leased, which fixtures and structures, or signs so placed in, upon or attached to the said premises shall be and remain the property of the Government and may be removed or otherwise disposed of by the Government. The Government shall surrender possession of the premises upon the expiration or termination of this lease and if required by the Lessor shall, within ninety (90) days thereafter, or within such additional time as may be mutually agreed upon, return the premises in as good condition as that existing at the time of the original entry upon the premises by the Government under this lease, reasonable and ordinary wear and tear and damages by the elements, or by circumstances over which the Government has no control, excepted; provided that if the Lessor requires the return of the premises in such condition, the Lessor shall give written notice thereof to the Government at least twenty (20) days before the expiration or termination of the lease; and provided further that should the Lessor give such notice within the time specified above, the Government shall have the right and privilege of negotiating a cash settlement with the Lessor in lieu of the performance of its obligation, if any, to restore the real estate, personal property (if any be demised herein), or both real and personal property. Should a mutually acceptable

settlement be made hereunder, the parties hereto shall enter into a Supplemental Agreement hereto effectuating such settlement. Should a mutually acceptable settlement not be made within the said twenty (20) day period, the Government shall have a reasonable time to restore the premises as aforesaid.

6. The Lessor or the Government may terminate this lease at any time by giving thirty (30) days' notice in writing to the Lessor.

7. Any notice under the terms of this lease shall be in writing signed by a duly authorized representative of the party giving such notice, and if given by the Government shall be addressed to the Lessor at the Department of Lands and Buildings, City-County Building, Pittsburgh 19, Pennsylvania, and if given by the Lessor shall be addressed to the District Engineer, U. S. Army Engineer District, Pittsburgh, Corps of Engineers, 925 New Federal Building, Pittsburgh 19, Pennsylvania.

8. The Lessor warrants that no person or selling agency has been employed or retained to solicit or secure this lease upon an agreement or understanding for a commission, percentage, brokerage or contingent fee excepting bona fide employees or bona fide established commercial or selling agencies maintained by the Lessor for the purpose of securing business. For breach or violation of this warranty the Government shall have the right to annul this lease without liability the lease price or consideration the full amount of such commission, percentage, billity or in its discretion to deduct from brokerage or contingent fee.

9. No Member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this lease or to any benefit that may arise therefrom, but this provision shall not be construed to extend to this lease if made with a corporation for its general benefit.

10. (a) The Government may, by written notice to the Lessor, terminate the right of the Lessor to proceed under this lease if it is found, after notice and hearing, by the Secretary of the Army or his duly authorized representative, that gratuities (in the form of entertainment, gifts or otherwise) were offered or given by the Lessor or any

agent or representative of the Lessor to any officer or employee of the Government with a view toward securing a lease or securing favorable treatment with respect to the awarding or amending, or the making of any determinations with respect to the performing, of such lease; provided, that the existence of facts upon which the Secretary of the Army or his duly authorized representative makes such findings shall be in issue and may be reviewed in any competent court.

(b) In the event this lease is terminated as provided in paragraph (a) hereof, the Government shall be entitled (i) to pursue the same remedies against the Lessor as it could pursue in the event of a breach of the lease by the Lessor, and (ii) as a penalty in addition to any other damages to which it may be entitled by law, to exemplary damages in an amount (as determined by the Secretary of the Army or his duly authorized representative) which shall be not less than three nor more than ten times the costs incurred by the Lessor in providing any such gratuities to any such officer or employee.

(c) The rights and remedies of the Government provided in this clause shall not be exclusive and are in addition to any other rights and remedies provided by law or under this lease.

This lease is executed and delivered pursuant to Ordinance No. \_\_\_\_\_, approved \_\_\_\_\_, 1958.

IN WITNESS WHEREOF, the parties hereto have hereunto subscribed their names this \_\_\_\_\_ day of \_\_\_\_\_, 1958.

CITY OF PITTSBURGH  
(a municipal corporation)  
Lessor

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Director, Department of  
Lands and Buildings

\_\_\_\_\_  
Director, Department of  
Parks and Recreation

Attest:

\_\_\_\_\_  
Secretary to the Mayor

THE UNITED STATES OF AMERICA

By \_\_\_\_\_  
William J. Miller  
Chief, Real Estate Division  
Contracting Officer

Attest: \_\_\_\_\_

Examined By: \_\_\_\_\_

Assistant City Solicitor

Approved as to Form: \_\_\_\_\_

City Solicitor  
Countersigned: \_\_\_\_\_

City Controller

Section 2. That the Mayor, the Director of the Department of Lands and Buildings and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to enter into a Supplemental Agreement with The United States of America, if necessary, under the terms of provision 5 of the above-recited lease.

Section 3. The map referred to in paragraph 2 of the foregoing lease and to be attached to the lease as Exhibit "A" is on file in the Department of Parks and Recreation of the City of Pittsburgh as Accession No. P 3599.

Section 4. That any Ordinance or part, of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 105.

## No. 316

**AN ORDINANCE** — Authorizing the termination of a contract executed pursuant to Ordinance No. 308, approved July 27, 1956, between City of Pittsburgh

and C. W. Davis & Son, Inc., for furnishing and installing mobile sand washing equipment at Filtration Plant and providing for the payment of the City's obligations under said contract.

Whereas, Under authority of Ordinance No. 308, approved July 27, 1956, the City of Pittsburgh awarded a contract to C. W. Davis & Son, Inc., for furnishing and installing mobile sand washing equipment at Filtration Plant; and

Whereas, Unforeseen difficulties render the completion of the contract impossible within any reasonable time; and

Whereas, The Department of Water, its Consulting Engineer, Swindell-Dressler Corporation, and the Contractor, C. W. Davis & Son, Inc., believe that termination of said contract to be in the best interest of the City of Pittsburgh and the Contractor; and

Whereas, All of the aforementioned parties agree that the amount equitably due the Contractor on the unfinished portion of the contract is \$6,442.99, which with \$8,449.70, the 10% retained by the City on prior estimates, constitutes the total amount due from the City to the contractor if said contract is terminated.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies and the Director of the Department of Water for and in behalf of the City of Pittsburgh, be and they are hereby authorized and directed to terminate the contract executed pursuant to Ordinance No. 308, approved July 27, 1956, between City of Pittsburgh and C. W. Davis & Son, Inc., for furnishing and installing mobile sand washing equipment at Filtration Plant.

Section 2. That the City Solicitor be and he is hereby directed to prepare a writing or writings for the implementation of this Ordinance and the protection of the City of Pittsburgh.

Section 3. That the Mayor be and he is hereby directed to issue and he Controller be and he is hereby authorized to countersign a warrant in favor of



C. W. Davis & Son, Inc., in the sum of \$14,892.69 in full settlement of all obligations of City of Pittsburgh on the contract, provided that the said warrant shall not be issued or countersigned until the said officials are notified by the City Solicitor that the contract is terminated, the City's interests protected and hat the warrant may be issued.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 108.

## No. 317

**AN ORDINANCE**—Authorizing a contract or contracts for the furnishing and installation of a Demonstration Science Table at the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the furnishing and installation of a Demonstration Science Table at the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., in accordance with the laws and ordinances governing said City at a cost not to exceed the sum of \$2,000.00, including architectural services and other necessary expenses appropriated from and chargeable to Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 109.

## No. 318

**AN ORDINANCE**—Authorizing a contract or contracts for the furnishing and installing of an automatic firing range for the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., for the Department of Public Safety and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the furnishing and installing of an automatic firing range for the Police and Fire Training School, Washington Boulevard, Pittsburgh, Pa., in accordance with the laws and ordinances governing said City at a cost not to exceed the sum of \$5,000.00, including architectural services and other necessary expenses appropriated from and chargeable to Code Account No. 1452, Equipment and Machinery, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 109.

## No. 319

**AN ORDINANCE**—Providing for a contract or contracts for the furnishing and installing of 8-inch and 6-inch centrifugally cast, cement lined, cast iron pipe and appurtenances including engineering and other work incidental thereto on Rhine Street and Rhine Place as

shown in the Spring Hill Garden Plan of Lots, situated in the 26th Ward, and appropriating funds for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water shall and they are hereby authorized to advertise for the proposals and to award and enter into a contract or contracts for the furnishing and installing of an 8-inch and 6-inch centrifugally cast, cement lined, cast iron pipe with all the necessary appurtenances and other work incidental thereto on Rhine Street and Rhine Place as shown in the Spring Hill Garden Plan of Lots, situated in the 26th Ward (the life of which improvement will exceed twenty (20) years) and in accordance with the laws and Ordinances governing the City of Pittsburgh.

Section 2. That the cost arising out of the foregoing improvement together with all the necessary engineering expenses attending the same shall be chargeable to funds which are hereby appropriated for these purposes in the amount of \$10,000.00, and chargeable to Bond Fund No. 193—General Public Improvement Peoples Bonds.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 110.

## No. 320

**AN ORDINANCE**—Providing for a contract or contracts for replacement or extension of cast iron water pipe lines in various locations of the City of Pittsburgh—Contract No. 2—and other work incidental thereto including engineering and other necessary expenses, and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies and/or the Director of the Department of Water shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into contract or contracts for the replacement and extension of cast iron water pipe lines and appurtenances in various locations of the City of Pittsburgh, and other work incidental thereto—Contract No. 2—including engineering and other necessary expenses in connection therewith, and in accordance with the laws and ordinances governing said City, not to exceed the sum of \$52,000.00, chargeable and payable from Code Account No. 1707—Rehabilitation and Reconditioning Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 110.

## No. 321

**AN ORDINANCE**—Providing for a contract or contracts for the widening and repaving of Fifth Avenue, from Darragh Street to North Bouquet Street, and of DeSoto Street, from Fifth Avenue to O'Hara Street; the repaving of Darragh Street, from Fifth Avenue to Victoria Street, and of Lothrop Street, from Fifth Avenue to Victoria Street, and the regrading and reimprovement of other intersecting streets affected thereby, and other work incidental thereto, including the laying and relaying of water lines, and providing for payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Public Works and the Director of the Department of Water are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the widening and repaving of Fifth Avenue,

from Darragh Street to North Bouquet Street, and of DeSoto Street, from Fifth Avenue to O'Hara Street; the repaving of Darragh Street, from Fifth Avenue to Victoria Street, and of Lothrop Street, from Fifth Avenue to Victoria Street, and the regrading and reimprovement of other intersecting streets affected thereby, and other work incidental thereto, including the laying and relaying of water lines, in accordance with the Laws and Ordinances governing said City, in an amount not exceeding the total sum of Two Hundred and Seventy-Five Thousand (\$275,000.00) Dollars, chargeable to and payable as follows: Two Hundred and Forty-Five Thousand (\$245,000.00) Dollars from Code Account No. 1507, Liquid Fuel Tax Program, Department of Public Works, and Thirty Thousand (\$30,000.00) Dollars from Bond Fund No. 193, General Public Improvement Peoples Bonds.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 111.

## No. 322

**AN ORDINANCE**—Providing for a contract or contracts for the repaving of Murray Avenue, from Forbes Avenue to the Murray Avenue Bridge, and other work incidental thereto, including laying and relaying of water lines, and providing for payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works and the Director of the Department of Water are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the repaving of Murray Avenue, from Forbes Avenue to the Murray Avenue Bridge, and other work incidental thereto, including laying and relaying of water lines, in accordance

with the Laws and Ordinances governing said City, in an amount not exceeding Three Hundred and Eighty-Five Thousand (\$385,000.00) Dollars, chargeable to Bond Fund No. 193, General Public Improvement, Peoples Bonds.

Section 2. After the contract has been awarded, the Controller shall allocate to the sub-account of the Department of Public Works in Bond Fund No. 193-301, the percentage of the estimate of the whole cost which the portion of the bid for the street work involved in the contract bears to the total bid price, and shall allocate to the sub-account of the Department of Water in Bond Fund No. 193-203, the percentage of the estimate of the whole cost which the portion of the bid for the water line work involved in the contract bears to the total bid price.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 111.

## No. 323

**AN ORDINANCE**—Providing for a contract or contracts for the construction of a Relief Sewer on Lucina Avenue and Queenston Street from the existing sewer on Lucina Avenue at Englert Way to the existing sewer on Queenston Street near Fairland Street, also a branch sewer on Walton Avenue from the existing sewer on Walton Avenue at Wayside Street to the sewer on Queenston Street at Walton Avenue, including all other work necessary in connection with the drainage served by this sewer and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, award and enter into a contract

or contracts for the construction of a Relief Sewer on Lucina Avenue and Queenston Street, from the existing sewer on Lucina Avenue at Englert Way to the existing sewer on Queenston Street near Fairland Street, also a branch sewer on Walton Avenue from the existing sewer on Walton Avenue at Wayside Street to the sewer on Queenston Street at Walton Avenue, including all other work necessary in connection with the drainage served by this sewer and providing for the payment of the cost thereof, and in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Twenty-Two Thousand Dollars (\$22,000.00), which amount is hereby appropriated from and chargeable to Bond Fund No. 193, General Public Improvement Peoples Bonds 1957.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 112.

## No. 324

**AN ORDINANCE**—Providing for a contract or contracts for the construction of a storm sewer from a point on Private Property of A. Cohen, Margray Way; Private Property of M. E. Scorer, Rodgers Street; Private Property of J. R. Brennan, Cooley Way; Private Property of J. R. Harrison, Keefe Street and McElhinny Avenue to the existing storm culvert on McElhinny Avenue at Elwell Way, including all other work necessary in connection with the drainage served by this sewer, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a storm sewer from a point on Pri-

ivate Property of A. Cohen, Margray Way; Private Property of M. E. Scorer, Rodgers Street; Private Property of J. R. Brennan, Cooley Way; Private Property of J. R. Harrison, Keefe Street and McElhinny Avenue to the existing storm culvert on McElhinny Avenue at Elwell Way, including all other work necessary, in connection with the drainage served by this sewer and in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Fourteen Thousand (\$14,000.00) Dollars, which amount is hereby appropriated from and chargeable to Bond Fund No. 193, General Public Improvement Peoples Bonds 1957.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1958.

Approved July 22, 1958.

Ordinance Book 62, Page 113.

## No. 325

**AN ORDINANCE**—Authorizing and directing the construction of a public sewer on Neidel Street, the Private Properties of H. Schmelz; City of Pittsburgh; L. Smiechowski etux; Bertha M. Glazer and South Main Street to the existing sewer on South Main Street. Also a branch sewer on Private Properties of Ray Twardy etal; Stephen Sporrer etux; City of Pittsburgh; P. E. Yarnot etux, to the sewer on the Private Property of Bertha M. Glazer, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a public sewer be constructed on Neidel Street, the Private Properties of H. Schmelz; City of Pittsburgh; L. Smiechowski etux; Bertha M. Glazer and South Main Street to the existing sewer on South Main Street. Also a branch sewer on Private Prop-

the Way so vacated and that the land included therein revert to the owners thereof free and discharged from any easements or property rights relating to the right of passage thereon or thereover, arising out of the sale of lots by reference to said Plan. To this end all such easements or property rights, if any, are hereby taken, appropriated, condemned and extinguished.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ord. No. 439, approved November 25, 1957.

Passed November 3, 1958.

Approved November 7, 1958.

Ordinance Book 62, Page 252.

## No. 483

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of the Public Auditorium Authority of Pittsburgh and Allegheny County in the sum of Four Hundred Fifty Thousand (\$450,000.00) Dollars, as a grant to the public auditorium project.

Whereas, The appropriation of these funds to the Public Auditorium Authority of Pittsburgh and Allegheny County was authorized by Ordinance No. 340, approved August 20, 1958.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Public Auditorium Authority of Pittsburgh and Allegheny County in the sum of Four Hundred Fifty Thousand (\$450,000.00) Dollars, as a grant for the construction of the public auditorium project, and charge the same to Bond Fund 193, General Public Improvement Peoples Bonds of 1958, Series "B."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 253.

## No. 484

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of the Payroll Account of the City of Pittsburgh in an amount of \$3,938.50, for payment of employees, Department of Lands and Buildings and Department of Water, whose names will appear on a special payroll submitted for the period from July 1, 1958, to September 30, 1958, for emergency overtime services rendered for the benefit of the City of Pittsburgh without previous authority of law.

Whereas, Certain employees of the Department of Lands and Buildings and Department of Water, performed overtime work for the period from July 1, 1958, to September 30, 1958, for the benefit of the City without previous authority of law; and

Whereas, Under the provisions of the Act of May 23, 1874, P. L. 230, authority is provided for the payment of extra compensation for services rendered by any employees for the benefit of the City without previous authority of law; and

Whereas, A Certificate of Emergency signed by the Mayor and the City Controller relating to this matter has been filed with Council; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of the Payroll Account of the City of Pittsburgh, in an amount not exceeding \$3,938.50, for payment to employees in the Department of Lands and Buildings and Department of Water, whose names will appear on a special payroll submitted for the period from July 1, 1959, to September 30, 1959, for emergency overtime services rendered

for the benefit of the City of Pittsburgh without previous authority of law, and charge same to the following code accounts:

Code Account No.	Amount
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DEPARTMENT OF LANDS AND  
BUILDINGS  
Bureau of Repairs

1366 Salaries and Wages, Regular and Temporary Employees	\$364.00
Bureau of Operating Maintenance	

1368 Salaries and Wages, Regular Employees	\$181.00
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DEPARTMENT OF WATER  
Filtration Division

1743 Wages, Temporary Employees	\$420.53
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Mechanical Division	
1756 Salaries and Wages, Regular Employees	\$ 530.37

1757 Wages, Temporary Employees	424.93
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1761 Wages, Regular Employees	270.59
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Distribution Division

1775 Salaries and Wages, Regular and Temporary Employees	\$1,747.08
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Total	\$3,938.50
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 254.

## No. 485

**AN ORDINANCE** — Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Ludwig S. Simmons (Simons) Estate in the Sixteenth (16th) Ward (formerly Twenty-seventh) Ward of the City of Pittsburgh for park and other public purposes.

Whereas, the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for park and other public purposes; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the property of Ludwig S. Simmons (Simons) Estate in the Sixteenth (16th) Ward (formerly Twenty-seventh) Ward of the City of Pittsburgh, as hereinafter described, shall be and the same is hereby taken, appropriated and condemned by the City of Pittsburgh for park and other public purposes, the property so acquired being bounded and described as follows, to wit:

ALL that certain lot or piece of ground situate in the 16th Ward (formerly 27th Ward) in the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being bounded and described as follows, to wit:

Beginning on the Southerly side of Freedom Street (formerly Coal Road) at line of land formerly of Philip P. Simmons; thence Northeastwardly along the Southerly side of Freedom Street by its various courses 114 feet, more or less, to line of land formerly of Caroline Ormsby now line of the Joseph Keeling Plan; thence along said line Southwardly 304 feet, more or less, to line of land formerly of Jane Ormsby; thence along line of said land and continuing by the Northerly side of Patterson Way by its various courses 101 feet, more or less, to line of said land formerly of Philip P. Simmons; and thence along line of said land Northwardly 256 feet, more or less, to a point the place of beginning.

Being designated as Block 13-F, Lot No. 57 in the records of the Deed Registry Office of Alleg. Co.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 255.

## No. 486

**AN ORDINANCE**—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Alfred J. Baine and Betty Jane Baine, his wife, in the Sixteenth (16th) Ward (formerly Twenty-seventh Ward) of the City of Pittsburgh for park and other public purposes.

Whereas, the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for park and other public purposes; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the property of Alfred J. Baine and Betty Jane Baine, his wife, in the Sixteenth (16th) Ward (formerly Twenty-seventh) Ward of the City of Pittsburgh, as hereinafter described, shall be and the same is hereby taken, appropriated and condemned by the City of Pittsburgh for park and other public purposes, the property so acquired being bounded and described as follows, to wit:

ALL that certain piece or parcel of ground situate in the 16th formerly 27th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot No. 116 in the Fleishman Plan of Lots as laid out in the plan of partition of the Estate of Caroline Ormsby, Deceased, at No. 1 September Term, 1879, in the Orphans Court of Allegheny County, Pennsylvania, and particularly bounded and described as follows, to wit:

Beginning on the Northerly side of Pine Street at a point at the dividing line between said Lot No. 116 and Lot No. 15 in Purpart "F" in said plan; thence Northwardly along said dividing line between said Lots Nos. 116 and 115, a distance of 117.21 feet to a point on the Southerly side of Dixon Way (formerly Freedom Street); thence Southeastwardly along the Southerly side of said Dixon Way, a distance of 20 feet, more or less, to a point at the dividing line between said Lot No. 116 and Lot No. 117 in said Plan; thence Southwardly along said dividing line between

Lots Nos. 116 and 117, a distance of 115.64 feet to the Northerly side of Pine Street, aforesaid; and thence Westwardly along the Northerly side of said Pine Street, a distance of 20 feet to the place of beginning.

Being designated as Block 13-F, Lot No. 123 in the Records of the Deed Registry Office of Allegheny County.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 256.

## No. 487

**AN ORDINANCE**—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William E. Sankey Estate in the Sixteenth (16th) Ward (formerly Twenty-seventh) Ward of the City of Pittsburgh for park and other public purposes.

Whereas, the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for park and other public purposes; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the property of William E. Sankey Estate in the Sixteenth (16th) Ward (formerly Twenty-seventh) Ward of the City of Pittsburgh, as hereinafter described, shall be and the same is hereby taken, appropriated and condemned by the City of Pittsburgh for park and other public purposes, the property so acquired being bounded and described as follows, to wit:

ALL that certain lot or piece of ground situate in the 16th Ward formerly 27th Ward, Pittsburgh, Allegheny County, bounded and described as follows, to wit:

Beginning on the North side of an unnamed Way, now Patterson Way at the corner of the property of L. S. Simon, Sr.; thence extending Westwardly 21.5 feet to the property of C. E. Schuchman; thence Northwardly 246.81 feet to a point; thence Eastwardly 23.25 feet to L. S. Simon property; thence Southwardly 255.67 feet to the unnamed Way, the place of beginning.

Being designated as Block 13-F, Lot No. 60 in the Records of the Deed Registry Office of Allegheny County.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 256.

## No. 488

### AN ORDINANCE—Amending Ordinance

No. 321, approved July 22, 1958, entitled, "An Ordinance providing for a contract or contracts for the widening and repaving of Fifth Avenue, from Darragh Street to North Bouquet Street, and DeSoto Street, from Fifth Avenue to O'Hara Street; the repaving of Darragh Street, from Fifth Avenue to Victoria Street, and of Lothrop Street, from Fifth Avenue to Victoria Street, and the regrading and reimprovement of other intersecting streets affected thereby, and other work incidental thereto, including the laying and relaying of water lines and providing for payment of the cost thereof," by decreasing the appropriation from Code Account No. 1507 from \$245,000.00 to \$240,000.00 and by increasing the appropriation from Bond Fund No. 193 from \$30,000.00 to \$35,000.00.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 1, of Ordinance No. 321, approved July 22, 1958, is hereby amended to read as follows:

That the Mayor, the Director of the Department of Public Works and the Di-

rector of the Department of Water are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the widening and repaving of Fifth Avenue, from Darragh Street to North Bouquet Street, and DeSoto Street, from Fifth Avenue to O'Hara Street; the repaving of Darragh Street, from Fifth Avenue to Victoria Street, and Lothrop Street, from Fifth Avenue to Victoria Street, and the regrading and reimprovement of other intersecting streets affected thereby, and other work incidental thereto, including the laying and relaying of water lines, in accordance with the laws and ordinances governing said City, in an amount not exceeding the total sum of Two Hundred and Seventy-Five Thousand (\$275,000.00) Dollars, chargeable and payable as follows: Two Hundred and Forty Thousand (\$240,000.00) Dollars from Code Account No. 1507, Liquid Fuel Tax Program, Department of Public Works, and Thirty-Five Thousand (\$35,000.00) Dollars from Bond Fund No. 193, General Public Improvement Peoples Bonds.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 257.

## No. 489

AN ORDINANCE — Consenting to the establishment of a "Limited Access Highway" Legislative Route 1026, in the City of Pittsburgh by the Secretary of Highways of the Commonwealth of Pennsylvania.

WHEREAS, The Secretary of Highways of the Commonwealth of Pennsylvania, has expressed the intention to establish a "Limited Access Highway" in the City of Pittsburgh from the Boulevard of the Allies at the Liberty Bridge Approach to the north side of Fifth Avenue on the line of the Liberty Cross-town Thorofare, State Highway Route 1026.



*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That The City of Pittsburgh does hereby consent to that portion of the intended action of the Secretary of Highways of the Commonwealth of Pennsylvania in establishing a "Limited Access Highway" in the City of Pittsburgh from the Boulevard of the Allies at the Liberty Bridge Approach to the north side of Fifth Avenue on the line of the Liberty Crosstown Thorofare, becoming State Highway Route 1026 and consisting of the following:

From Station 651+94 on Liberty Crosstown Thorofare to Station 671+02.229 (Ramp H) on Legislative Route 120, Boulevard of the Allies, with exceptions of areas hereinafter delineated, which are condemned for aerial easement for "Limited Access Highway" except for piers and columns. Ramp K from Station 659+47 to Station 660+93; Ramp J from Station 656+74 to Station 659+52; Ramp H from Station 656+54 to Station 661+90; Ramp G from Station 660+55 to Station 661+99.5, all shown on Location Plan on file in the Bureau of Engineering, Department of Public Works, City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 258.

## No. 490

**AN ORDINANCE**—Widening Yale Drive, from Sinton Avenue to Lucina Avenue, in the Twenty-ninth and Thirty-second Wards.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Yale Drive, from Sinton Avenue to Lucina Avenue, in the Twenty-ninth and Thirty-second Wards, be and the same is hereby widened to a general width of forty (40) feet by tak-

ing for public use for highway purposes properties hereinafter designated and described as Portions "A," "B," "C," "D," "E," and "F," respectively, to-wit:

### PORITION "A"

Beginning at the intersection of the northerly line of Sinton Avenue and the present easterly line of Yale Drive; thence extending northwardly along the present easterly line of Yale Drive by various courses and distances for a total distance of 807.24 feet to a point of curve, said point of curve being 12.78 feet north of the dividing line between Lots No. 45 and No. 46 of the "Carrick Park Terrace Plan," of record in the Recorder's Office of Allegheny County in Plan Book Volue 30, Pages 184, 185 and 186; thence continuing northwardly along the present easterly line of Yale Drive and Wee Way (formerly Yale Way) by the arc of a circle deflecting to the left having a radius of 360.00 feet, a central angle of 15° 20' 00" and a chord bearing N. 26° 40' 30" West for an arc distance of 96.34 feet to a point; thence extending southwardly by the arc of a circle deflecting to the right having a radius of 257.20 feet, a central angle of 24° 19' 00" and a chord bearing South 31° 10' 00" East for an arc distance of 109.15 feet to a point of tangent, said point of tangent being 2.07 feet north of the dividing line between Lots No. 45 and No. 46 in the above mentioned "Carrick Park Terrace Plan"; thence extending southwardly along a line parallel to and 10.00 feet east of the present easterly line of Yale Drive by various courses and distances for a total distance of 781.65 feet to a point of compound curve; thence southwardly and eastwardly by the arc of a circle deflecting to the left having a radius of 15.00 feet, a central angle of 91° 15' 25" and an arc distance of 23.90 feet to a point of tangent on the northerly line of Sinton Avenue; thence along the northerly line of Sinton Avenue westwardly 25.10 feet to the place of beginning.

### PORITION "B"

Beginning at the intersection of the easterly line of Lucina Avenue and the present northerly line of Yale Drive; thence extending northwardly along the easterly line of Lucina Avenue 24.60 feet to a point of curve; thence southwardly and eastwardly by the arc of a circle deflecting to the left having a radius of

15.00 feet, a central angle of 86° 50' 28" and an arc distance of 22.73 feet to a point of reverse curve; thence eastwardly, parallel to and 10.00 feet north of the present northerly line of Yale Drive by the arc of a circle deflecting to the right having a radius of 257.20 feet, a central angle of 35° 19' 48" for an arc distance of 158.59 feet to an intersection of the westerly line of Wee Way; thence along the westerly line of Wee Way southwardly 0.62 feet to a point; thence southwardly perpendicular to the westerly line of Wee Way 10.70 feet to the present northerly line of Yale Drive; thence westwardly along the present northerly line of Yale Drive by the arc of a circle deflecting to the left having a radius of 247.20 feet and a central angle of 37° 37' 00" for an arc distance of 162.30 feet to the easterly line of Lucina Avenue at the place of beginning.

#### PORTION "C"

Beginning at the intersection of the northerly line of Sinton Avenue and the present westerly line of Yale Drive; thence extending westwardly along the northerly line of Sinton Avenue 14.85 feet to a point of curve; thence extending northeastwardly by the arc of a circle deflecting to the left having a radius of 15.00 feet and a central angle of 88° 51' 35" for an arc distance of 23.26 feet to a point of compound curve at the intersection of the westerly line of Yale Drive; thence southwardly along the westerly line of Yale Drive by the arc of a circle deflecting to the left having a radius of 738.75 feet and a central angle of 1° 08' 25" for an arc distance of 14.70 feet to the northerly line of Sinton Avenue at the place of beginning.

#### PORTION "D"

Beginning at the intersection of the westerly line of Yale Drive and the southerly line of Queenston Street; thence extending southwardly along the westerly line of Yale Drive a distance of 12.47 feet to a point of curve; thence northwestwardly by the arc of a circle deflecting to the left having a radius of 15.00 feet, a central angle of 79° 28' 30" for an arc distance of 20.80 feet to a point of tangent on the southerly line of Queenston Street; thence eastwardly along the southerly line of Queenston Street for a distance of 12.47 feet to the place of beginning.

#### PORTION "E"

Beginning at the intersection of the westerly line of Yale Drive and the northerly line of Queenston Street; thence extending westwardly along the northerly line of Queenston Street 18.04 feet to a point of curve; thence eastwardly and northwardly by the arc of circle deflecting to the left having a radius of 15.00 feet and a central angle of 100° 31' 30" for an arc distance of 26.32 feet to a point of tangent on the westerly line of Yale Drive; thence southwardly along the westerly line of Yale Drive 18.04 feet to the place of beginning.

#### PORTION "F"

Beginning at the intersection of the easterly line of Lucina Avenue and the southerly line of Yale Drive; thence extending eastwardly along the southerly line of Yale Drive by the arc of a circle deflecting to the right having a radius of 217.20 feet and a central angle of 4° 15' 55" for an arc distance of 16.13 feet to a point of compound curve; thence extending westwardly and southwardly by the arc of a circle deflecting to the left having a radius of 15.00 feet and a central angle of 94° 15' 15" for an arc distance of 24.68 feet to a point of tangent on the easterly line of Lucina Avenue; thence northwardly along the easterly line of Lucina Avenue 15.56 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 259.

## No. 491

**AN ORDINANCE**—Vacating the following streets as laid out in the "Carrick Park Terrace Plan," namely:

Lipton Way (formerly Lyman Way), from Park Boulevard to Lucina Avenue.

Lybrig Way, from Lipton Way (formerly Lyman Way) to Midwood Way (formerly Briggs Way).

Overview Street, from Park Boulevard to Lucina Avenue.

Park Boulevard, from Sinton Avenue to Midwood Way (formerly Briggs Way).

Queenston Street, (formerly Princeton Avenue), from Park Boulevard to a line ten (10) feet east of the easterly line of Yale Drive, thirty (30) feet wide.

Wee Way (formerly Yale Way), from the line dividing Lots Nos. 38 and 39 in said Plan to Lucina Avenue.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the following streets, laid out in the "Carrick Park Terrace Plan," of record in the Recorder's Office of Allegheny County in Plan Book Volume 30, Page 184, be and the same are hereby vacated, namely:

Lipton Way (formerly Lyman Way), from Park Boulevard to Lucina Avenue.

Lybrig Way, from Lipton Way (formerly Lyman Way) to Midwood Way (formerly Briggs Way).

Overview Street, from Park Boulevard to Lucina Avenue.

Park Boulevard, from Sinton Avenue to Midwood Way (formerly Briggs Way).

Queenston Street, (formerly Princeton Avenue), from Park Boulevard to a line ten (10) feet east of the easterly line of Yale Drive, thirty (30) feet wide.

Wee Way (formerly Yale Way), from the line dividing Lots Nos. 38 and 39 in said Plan to Lucina Avenue.

The northerly terminus of Lybrig Way is further described as being the extension westwardly of the southerly line of Midwood Way (formerly Briggs Way), having a width of thirty (30) feet.

The northerly terminus of Park Boulevard is further described as a line from the intersection of the southerly line of Midwood Way (formerly Briggs Way) with the westerly line of Park Boulevard; thence eastwardly 145 feet, more or less, to the easterly end of the curve on the southerly line of Park Boulevard, having a radius of 150 feet.

The southerly terminus of Wee Way is further described as a line extending

from the intersection of Lots Nos. 38 and 39 in said Plan with the easterly line of Wee Way to a point on the westerly line of Wee Way, 0.62 feet northwardly from the southeasterly corner of Lot No. 121 in said Plan.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1958.

Approved November 19, 1958.

Ordinance Book 62, Page 261.

## No. 492

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Meters of various sizes for the Department of Water, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Meters in various sizes for the Department of Water, not to exceed the total sum of \$65,328.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account Number 1790, Special and Trust Fund Account P. & S. M., and Bond Fund 158-18.

Code Account No. 1790-----	\$50,000.00
Special and Trust Fund Account P. & S. M.-----	10,257.00
Bond Fund 158-18 -----	5,071.00
	<hr/> \$65,328.00

And be it further provided that funds received by the Department of Water

for the sale of Meters be credited to the Water Fund rather than any revolving fund heretofore credited.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 262.

## No. 493

**AN ORDINANCE**—Transferring \$5,000.00 from Code Account No. 1362, "Supplies," to Code Account No. 1362-1, "Coal, Coke, Gas and Steam," both within the Bureau of Accounts & Administration, Department of Lands and Buildings.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$5,000.00 from Code Account No. 1362, "Supplies" to Code Account No. 1362-1, "Coal, Coke, Gas and Steam," both within the Bureau of Accounts & Administration, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 262.

## No. 494

**AN ORDINANCE**—Authorizing a contract or contracts for heating and ventilating work at the Carnegie Free Library and Carnegie Hall, East Ohio Street and Federal Street, Pittsburgh, Pa., and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings are hereby authorized and directed to advertise for proposals, award, and enter into a contract or contracts for heating and ventilating work at the Carnegie Free Library and Carnegie Hall, East Ohio Street and Federal Street, Pittsburgh, Pa., in accordance with the laws and ordinances governing said City at a cost not to exceed \$160,000.00 chargeable to and payable from Bond Fund No. 193, General Public Improvement Peoples Bonds, 1958.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 263.

## No. 495

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the handling, warehousing, packaging, transporting and delivery of surplus food, and other services related thereto, Department of Supplies, the payment of the costs thereof not to exceed One Hundred Nineteen Thousand Six Hundred and 00/100 (\$119,600.00) Dollars.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Supplies be and they are hereby authorized and directed to enter into a contract or contracts for the handling, warehousing, packaging, transporting and delivering of surplus food, and other services related thereto, at a cost not to exceed One Hundred Nineteen Thousand Six Hundred and 00/100 (\$119,600.00) Dollars, in accordance with the laws and ordinances governing the City of Pittsburgh, and charge the same to Code Account No. 141, Federal Surplus Food, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 263.

## No. 496

**AN ORDINANCE**—Transferring the sum of \$50,000.00 to Code Accounts within the Bureau of Automotive Equipment, Department of Public Works.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$50,000.00 from Code Account No. 42, Contingent Fund, to the following Code Accounts within the Bureau of Automotive Equipment, Department of Public Works:

**TO CODE ACCOUNT NOS.:**

1514	Supplies	\$ 1,900.00
1514-2	Oils and Grease	2,000.00
1515-1	Automotive Parts	27,000.00
1515-2	Tires, Tubes & Chains	5,000.00
1516	Repairs	11,000.00
1516-1	Tire Recapping	3,100.00
		<hr/>
		\$50,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 264.

## No. 497

**AN ORDINANCE**—Transferring the aggregate sum of \$16,700.00 within Code Accounts of the Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of \$16,700.00 within code accounts of the Department of Public Works, as follows:

FROM CODE ACCOUNT NOS.:  
BUREAU OF BRIDGES, HIGHWAYS  
AND SEWERS

1603	Salaries, Regular Employees — General Office .....	\$ 4,800.00
1609	Wages, Regular Employees, Division Offices .....	600.00
1620	Salaries, Temporary Employees, Cleaning Highways .....	750.00
1650-2	Wages, Temporary Employees, Bureau Laborers .....	790.00
1652	Salaries, Temporary Employees, Bureau Truck Drivers .....	1,250.00
1653	Salaries, Temporary Employees, Bureau Truck Drivers .....	450.00
1653	Salaries, Regular Employees, Asphalt Plant .....	100.00
BUREAU OF REFUSE:		
1670	Salaries, Regular Employees, General Office .....	\$ 1,100.00
1676-1	Wages, Regular Employees, April to June .....	390.00
1676-2	Wages, Regular Employees, July to Sept. ....	6,400.00
1685	Salaries, Regular Employees, Division of Incineration .....	70.00
		<hr/> \$16,700.00

TO CODE ACCOUNT NOS.:  
BUREAU OF BRIDGES, HIGHWAYS  
AND SEWERS:

1625	Miscellaneous Services, Cleaning Highways .....	\$ 6,000.00
1626-1	Broom and Broom Accessories .....	100.00
1655-3	Miscellaneous Services —Asphalt Plant .....	1,000.00
1655-4	Supplies .....	500.00
BUREAU OF REFUSE:		

1678	Supplies, Collection and Final Disposition..	5,600.00
1687	Miscellaneous Services..	3,500.00
		\$16,700.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 264.

## No. 498

**AN ORDINANCE**—Transferring the aggregate sum of \$18,000.00 within Code Accounts of the Bureau of Refuse, Department of Public Works.

Whereas, A Certificate of Emergency signed by the Mayor and the City Controller relating to this matter has been filed with the City Council, Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of \$18,000.00 within code accounts of the Bureau of Refuse, Department of Public Works, as follows:

### FROM CODE ACCOUNT NOS.:

1685	Salaries, Regular Employees, Division of Incineration .....	\$ 1,100.00
1686	Wages, Regular Employees, Division of Incineration .....	6,900.00
1687-1	Disposal of Ash, Division of Incineration..	10,000.00
		\$18,000.00

### TO CODE ACCOUNT NO.:

1676-3	Wages, Regular Employees, October to December, Division of Collection and Disposition .....	\$18,000.00
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 265.

## No. 499

**AN ORDINANCE**—Widening Mt. Pleasant Road in the Twenty-sixth Ward of the City of Pittsburgh, from the southerly line of the "Eastside Plan of Lots" to the westerly line of Reserve Township.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Mt. Pleasant Road in the Twenty-sixth Ward of the City of Pittsburgh, from the southerly line of the "Eastside Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 27, Page 34, to the westerly line of Reserve Township, shall be and the same is hereby widened to a general width of 50.0 feet, lying between the hereinafter described northeasterly and southwesterly lines thereof, to-wit:

### NORTHEASTERLY LINE

Beginning at the intersection of the southerly line of the "East side Plan of Lots" and the easterly line of Colby Street; thence extending along the easterly line of Colby Street, produced, South 1° 00' East 13.23 feet to a point of curve; thence southwardly and southeastwardly by the arc of a circle deflecting to the left having a radius of 30.0 feet and a central angle of 48° 40' for an arc distance of 25.48 feet to a point of tangent; thence by the tangent South 49° 40' East 159.55 feet to the westerly line of Reserve Township.

### SOUTHWESTERLY LINE

Beginning on the southerly line of "Eastside Plan of Lots" at a point distant South 72° 45' West 5.92 feet along the southerly line of the "Eastside Plan of Lots," from the intersection of the southwesterly line of Mt. Pleasant Road

as laid out in said "Eastside Plan of Lots"; thence extending South 49° 40' East 278.20 feet, parallel to and 5.0 feet southwest of the extension of the southwesterly line of Mt. Pleasant Road as laid out in said "Eastside Plan of Lots," to the westerly line of Reserve Township.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 265.

## No. 500

**AN ORDINANCE** — Establishing the grade of Harlow Street, from Wind Gap Avenue to a point 179.64 feet west of the westerly line of Middletown Road.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the center line of Harlow Street, from Wind Gap Avenue to a point 179.64 feet west of the westerly line of Middletown Road, be and the same is hereby established in conformity with the following description thereof, to-wit:

Beginning at the easterly 13.50 foot line of Wind Gap Avenue at an elevation of 776.95 feet; thence rising at the rate of 1.10% for a distance of 65.00 feet to a point of curve to an elevation of 777.67 feet; thence rising and falling by a convex parabolic curve having an apex elevation of 778.49 feet for a distance of 150.00 feet to a point of tangent to an elevation of 775.86 feet; thence falling at the rate of 3.50% for a distance of 70.00 feet to a point of curve to an elevation of 773.41 feet; thence falling and rising by a concave parabolic curve having an apex elevation of 771.66 feet for a distance of 100.00 feet to a point of tangent to an elevation of 772.16 feet; thence rising at the rate of 1.00% for a distance of 102.00 feet to a point of curve to an elevation of 773.18 feet; thence rising and falling by a convex parabolic curve having an apex elevation

of 773.93 feet for a distance of 150.00 feet to a point of tangent to an elevation of 772.43 feet; thence falling at the rate of 2.00% for a distance of 158.29 feet to a point to an elevation of 769.26 feet, said last mentioned point being 179.64 feet from the westerly line of Middletown Road.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 266.

## No. 501

**AN ORDINANCE** — Establishing the grade of Strachan Avenue, from Potomac Avenue to Ordinance Avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the southerly gutter line of Strachan Avenue, from Potomac Avenue to Ordinance Avenue, be and the same is hereby established in conformity with the following description, to-wit:

Beginning at the easterly line of Potomac Avenue at an elevation of 1123.87 feet; thence falling at the rate of 0.73% for a distance of 2.20 feet to a point of curve to an elevation of 1123.85 feet; thence rising by a concave parabolic curve having an apex elevation of 1128.74 feet for a distance of 30.00 feet to a point of tangent to an elevation of 1126.55 feet; thence rising at the rate of 18.73% for a distance of 21.00 feet to a point of curve to an elevation of 1130.49 feet; thence rising by a convex parabolic curve having an apex elevation of 1143.59 feet for a distance of 140.00 feet to a point of tangent to an elevation of 1148.84 feet; thence rising at the rate of 7.50% for a distance of 162.00 feet to a point of curve to an elevation of 1160.99 feet; thence rising and falling by a convex parabolic curve having an apex elevation of 1163.62 feet for a distance of 70.00 feet to a point of tangent to an



elevation of 1163.27 feet; thence falling at the rate of 1.00% for a distance of 66.73 feet to a point of curve to an elevation of 1162.60 feet; thence falling by a convex parabolic curve having an apex elevation of 1161.90 feet for a distance of 140.00 feet to a point of tangent to an elevation of 1160.15 feet; thence falling at the rate of 2.50% for a distance of 75.00 feet to a point of curve to an elevation of 1158.27 feet; thence falling by a convex parabolic curve having an apex elevation of 1157.52 feet for a distance of 60.00 feet to a point of reverse curve to an elevation of 1155.87 feet; thence falling by a concave parabolic curve having an apex elevation of 1154.77 feet for a distance of 40.00 feet to a point of tangent to an elevation of 1154.77 feet; thence level for a distance of 1.21 feet to the westerly line of Ordinance Avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 287.

## No. 502

**AN ORDINANCE**—Fixing the width and position of roadway and sidewalks of Unger Lane, from Beeler Street to the easterly terminus of Unger Lane, with provision for sloping, landscaping, retaining walls and steps, and establishing the grade thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the width and position of the roadway and sidewalks of Unger Lane, from Beeler Street to the easterly terminus of Unger Lane, with provision for sloping, landscaping, retaining walls and steps, and the grade of the center line of the roadway thereof, from Beeler Street to the easterly terminus of Unger Lane, be and the same are hereby fixed and established as follows, to-wit:

The center line of the roadway of Unger Lane, from Beeler Street to the easterly terminus, as shown on the Unger

Construction Company Plan of Lots, shall be used as a reference line for the purpose of this Ordinance.

Beginning at the northerly line of Beeler Street at the intersection of the center line of Unger Lane, said place of beginning to be known as Station 0+00; thence extending northwardly perpendicular to the northerly line of Beeler Street North 30° 32' West 44.00 feet to a point of curve at Station 0+44.00; thence by the arc of a circle deflecting to the right having a radius of 120.00 feet and a central angle of 25° 07' for an arc distance of 52.60 feet to a point of tangent at Station 0+96.60; thence by the tangent North 05° 25' West 68.32 feet to a point of curve at Station 1+64.92; thence northwardly and eastwardly by the arc of a circle deflecting to the right having a radius of 124.65 feet and a central angle of 63° 58' for an arc distance of 139.16 feet to a point of tangent at Station 3+04.08; thence eastwardly by the tangent North 58° 33' East for a distance of 93.58 feet to a point of curve at Station 3+97.66; thence eastwardly by the arc of a circle deflecting to the right having a radius of 117.00 feet and a central angle of 10° 21' 30" for an arc distance of 21.15 feet to a point of compound curve at Station 4+18.81; thence eastwardly by the arc of a circle deflecting to the right having a radius of 109.50 feet and a central angle of 17° 53' 30" for an arc distance of 34.19 feet to the easterly terminus of Unger Lane at Station 4+53.00.

The roadway shall have a uniform width of 24.00 feet with additional width at the easterly terminus for traffic turning.

The sidewalks shall each have a uniform width of 5.0 feet, lying along and contiguous to the above described roadway.

The remaining portions of the street, lying without the line of the roadway and sidewalks thereof, shall be used for sloping, landscaping, retaining walls and steps.

Section 2. The grade of the center line of the roadway of Unger Lane shall begin at the northerly 11.70 foot line of Beeler Street at an elevation of 959.47 feet; thence level for a distance of 2.41 feet to a point of curve to an elevation

of 959.47 feet; thence rising by a concave parabolic curve having an apex elevation of 959.47 feet for a distance of 190.00 feet to a point of tangent to an elevation of 975.62 feet; thence rising at the rate of 17.00% for a distance of 7.86 feet to a point of curve to an elevation of 976.96 feet; thence by a convex parabolic curve having an apex elevation of 982.06 feet for a distance of 60.00 feet to a point of tangent to an elevation of 983.17 feet; thence rising at the rate of 3.70% for a distance of 124.43 feet to a point of curve to an elevation of 987.77 feet; thence rising by a convex parabolic curve having an apex elevation of 989.25 feet for a distance of 80.00 feet to the easterly terminus to an elevation of 990.05 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1958.

Approved November 21, 1958.

Ordinance Book 62, Page 267.

## No. 503

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of an architect or architects for architectural services, in connection with the construction of a new Carpenter Shop and a new Automotive Repair Shop at 29th Street, Pittsburgh, Pa., for the Department of Lands and Buildings and the Bureau of Automotive Equipment, Department of Public Works and appropriating funds for such architectural services.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with a skilled architect or architects for architectural services, including the necessary conferences

and preliminary studies, the preparation of plans and specifications and general architectural administration and supervision in connection with the construction of a new Carpenter Shop and a new Automotive Repair Shop at 29th Street, Pittsburgh, Pa., for the Department of Lands and Buildings and the Bureau of Automotive Equipment, Department of Public Works, compensation to the said architects shall in no event exceed rates allowed for this type of work by the American Institute of Architects, provided, however, that the contract between the City of Pittsburgh and the said architect or architects shall provide proper saving clauses to protect the City of Pittsburgh in the event that the work authorized herein shall be interrupted or postponed, due to circumstances that are considered to be to the best interest of the City of Pittsburgh; the total fee payable to the architect or architects is not to exceed the sum of \$25,000.00.

Section 2. That the sum of \$25,000.00 or so much thereof as may be required, is hereby set aside and appropriated from Bond Fund 193, for payment to the architect or architects employed under the terms of the contract herein authorized.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 269.

## No. 504

**AN ORDINANCE**—Authorizing and directing the issuance of a warrant to "Girard Trust Corn Exchange Bank for Credit to Consumer Credit Account of Robert D. Cox, No. 10-108-229 331 R" in the amount of \$158.47.

Whereas, an impounded vehicle, title in the name of Robert D. Cox, was sold at public auction on December 18, 1957, for the price of \$250.00; and,

Whereas, the towing and storage charges and the proportionate costs of the sale of this vehicle amounted to \$91.53; and,

Whereas, the Order of Court at No. 1761 January Term, 1958, of the Court of Common Pleas of Allegheny County, approving the sale of certain impounded vehicles, including the above-indicated vehicle, directed that the balance of any proceeds of the sale after deducting the amount of the liens for towing and storage charges and the cost of advertising the sale, be held subject to the order of the owner of the impounded vehicle; and,

Whereas, the Girard Trust Corn Exchange Bank of Philadelphia, Pennsylvania, as the encumbrance-holder on the above described vehicle, has taken judgment against the said Robert D. Cox in the amount of \$1,937.80, and has filed with the Sheriff of Allegheny County, by its attorney, Coleman Harrison, Esquire, an attachment execution at No. 459 January Term, 1959, Sur Judgment at D. S. B. No. 498 January Term, 1959, and has served a copy of same upon the Treasurer of the City of Pittsburgh; and,

Whereas, the Girard Corn Exchange Bank of Philadelphia has agreed to indemnify the City of Pittsburgh against any loss or expense that might arise as the result of any claim made now or in the future by the aforesaid Robert D. Cox, and has also agreed to defend any suit that might result therefrom (a copy of said indemnification being in the possession of the Department of Law of the City of Pittsburgh); Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of "Girard Trust Corn Exchange Bank for Credit to Consumer Credit Account of Robert D. Cox, No. 10-108-229 331 R" in the amount of \$158.47, being the balance of the purchase price paid to the City of Pittsburgh for an impounded motor vehicle in excess of the towing and storage charges and the cost of advertising the sale, and charge the same to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 269.

## No. 505

**AN ORDINANCE**—Providing for the letting of a contract or contracts for the furnishing and delivery of Traffic Equipment, for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and/or the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for Traffic Equipment, for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the total sum of \$3,300.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Bond Fund, No. 193-802.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 270.

## No. 506

**AN ORDINANCE**—Authorizing the issuance of warrants in favor of the following:

Name of Company	Commodity	Amount
Genuine Motor Parts of Pennsylvania—Engine Block	-----	\$592.88
Gulf Oil Company—Gasoline and Oil	-----	38.63
Hiland Stationery—Ink and Stamp	-----	12.20
Consolidated Business Systems Company—Summons Forms	---	612.07

Without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

Genuine Motor Parts of Pa., Inc., in the sum of \$592.88 for automotive parts for the Bureau of Automotive Equipment, Department of Public Works, payable from Code Account No. 1515-1,

Gulf Oil Company in the sum of \$38.63 for gasoline and oil for the Bureau of Automotive Equipment, Department of Public Works, payable from Code Account No. 1514-1,

Hiland Stationery in the sum of \$12.20 for ink and stamp for the Bureau of Traffic Department of the Mayor, payable from Code Account 1030, and

Consolidated Business Systems Co. in the sum of \$612.07 for summons forms for the Bureau of Traffic, Department of the Mayor, payable from Code Account 1031.

All purchases mentioned herein were made and services rendered without previous authority of law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 271.

## No. 507

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of

DePasquale & Sons, Incorporated for performed on the contract for Widening \$3,090.00, in payment for extra work and Repaving of South Millvale Avenue, between Liberty Avenue and Yew Street, including the Laying and Relaying of Water Lines, and other work incidental thereto, Controller's Register No. 14719, for the benefit of the City without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of DePasquale & Sons, Incorporated, for \$3,090.00 in payment for extra work performed on the contract for Widening and Repaving of South Millvale Avenue, between Liberty Avenue and Yew Street, including the Laying and Relaying of Water Lines, and other work incidental thereto, Controller's Register No. 14719, for the benefit of the City, without previous authority of law, and charge to Code Account No. 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 271.

## No. 508

**AN ORDINANCE** — Vacating Absecon Street from Dornbush Street to Wilkinsburg Avenue, and Baylock Way from Dornbush Street to the line dividing Lots Nos. 267 and 268, a distance of approximately 323.98 feet.

Whereas, It appears by the petitions and affidavits on file in the Office of the City Clerk that the owners of all the property fronting or abutting on the lines of Absecon Street from Dornbush Street to Wilkinsburg Avenue, and Baylock Way from Dornbush Street to the line dividing Lots Nos. 267 and 268, a

distance of approximately 323.98 feet, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same. Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Absecon Street from Dornbush Street to Wilkinsburg Avenue, and Baylock Way from Dornbush Street to the line dividing Lots Nos. 267 and 268 in the Parchment Addition Plan, a distance of approximately 323.98 feet, be and the same are hereby vacated.

Section 2. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed, so far as the same affects this ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 272.

## No. 509

**AN ORDINANCE**—Supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Section 2 and 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, shall be and the same is hereby further supplemented by adding to and deleting from various paragraphs of Section 2 and Section 3 as follows:

Section 2. That paragraph (OW) of Section 2 of said Ordinance, which paragraph (OW) has the following heading:

"(OW) The following streets or portions of streets are Class C streets

upon which traffic will be permitted in only one direction as indicated."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

### ONE-WAY TRAFFIC MOVEMENT

ARTHUR STREET, from Webster Avenue to Centre Avenue, southbound.

PIERCE STREET, from Summerlea Street to College Street, eastbound.

MOGA STREET, from St. Marie Street to Huntress Street, southbound.

HUNTRESS STREET, from Moga Street to Collins Avenue, westbound.

DORNBUSH STREET, from Calistoga Street to Bricelyn Street, westbound.

and said paragraph (OW) shall be and the same is hereby further amended by deleting therefrom the following:

SOUTH TWENTY-SECOND STREET, from Wharton Street to Sarah Street, southbound.

CONGRESS STREET, from Webster Avenue to Fifth Avenue, southbound.

Section 3. That paragraph (NP) of Section 2 of said Ordinance, which paragraph (NP) has the following heading:

"(NP) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, including Sunday."

### NO PARKING ANY TIME

SMALLMAN STREET, from Thirty-Fourth Street to Thirty-Sixth Street, south side.

LaPLACE STREET, from Kirkpatrick Street to unnamed way, south side.

PARKFIELD STREET, from Copperfield Avenue to Spokane Avenue, south side.

BRUSHTON AVENUE, from Hamilton Avenue to Tioga Street, east side.

SO. TWENTY-SECOND STREET, from Wharton Street to East Carson Street, east side.

WYOMING STREET, from Boggs Avenue, west side.

and said paragraph (NP) shall be and the same is hereby further amended by deleting therefrom the following:

SO. TWENTY-SECOND STREET, from Wharton Street to East Carson Street, west side.

Section 4. That paragraph (NPXW) of Section 2 of said Ordinance, which paragraph (NPXW) has the following heading:

"(NPXW) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect during the designated hours, except Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

NO PARKING  
4:00 P. M. to 6:00 P. M.  
EXCEPT SUNDAY

CARSON STREET, from So. Twenty-Second Street to Brady Street, south side.

SO. TWENTY-SECOND STREET, from Wharton Street to East Carson Street, west side.

Section 5. That paragraph (NPX) of Section 2 of said Ordinance, which paragraph (NPX) has the following heading:

"(NPX) Upon the following streets or portions of streets no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect during the designated hours, including Sunday."

shall be and the same is hereby further amended by deleting therefrom the following:

NO PARKING  
4:30 P. M. to 6:00 P. M.  
SO. TWENTY-SECOND STREET, from Wharton Street to East Carson Street, east side.

Section 6. That paragraph (LP) of Section 2 of said Ordinance, which paragraph (LP) has the following heading:

"(LP) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than specified between the designated hours, including Sunday."

shall be and the same is hereby further amended by deleting therefrom the following:

ONE HOUR PARKING  
8:00 A. M. to 6:00 P. M.

CARSON STREET, from Twenty-Second Street to Brady Street, south side.

Section 7. That paragraph (LPW) of Section 2 of said Ordinance, which paragraph (LPW) has the following heading:

"(LPW) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than specified between the designated hours, except Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

ONE HOUR PARKING  
8:00 A. M. to 4:00 P. M.  
EXCEPT SUNDAY

CARSON STREET, from So. Twenty-Second Street to Brady Street, south side.

ONE HOUR PARKING  
9:30 A. M. to 4:30 P. M.  
EXCEPT SUNDAY  
FORT PITT BOULEVARD (westbound)  
from Smithfield Street to Stanwix Street, north side.

and said paragraph (LPW) shall be and the same is hereby further amended by deleting therefrom the following:

30 MINUTE PARKING  
9:15 A. M. to 4:30 P. M.  
EXCEPT SUNDAY  
FORT PITT BOULEVARD (westbound)  
from Market Street to Stanwix Street, north side.

ONE HOUR PARKING  
9:15 A. M. to 4:30 P. M.  
EXCEPT SUNDAY

FORT PITT BOULEVARD (westbound)  
from Smithfield Street to Market  
Street, north side.

Section 8. That paragraph (NS) of  
Section 2 of said Ordinance, which para-  
graph (NS) has the following heading:

"(NS) Upon the following streets or  
portions of streets, no stoppage of any  
vehicle shall be permitted during the  
specified periods except passenger ve-  
hicles stopping to discharge or to pick  
up passengers then in readiness at  
the curb."

shall be and the same is hereby further  
supplemented by adding at the end  
thereof the following:

NO STOPPING  
8:00 to 9:30 A. M.  
4:30 to 6:30 P. M.  
EXCEPT SUNDAY

FORT PITT BOULEVARD (westbound)  
from Smithfield Street to Stanwix  
Street, north side.

NO STOPPING  
8:00 to 9:30 A. M.  
4:30 to 6:30 P. M.

FORT PITT BOULEVARD (westbound)  
from Smithfield Street to Stanwix  
Street, south side.

and said paragraph (NS) shall be and  
the same is hereby further amended by  
deleting therefrom the following:

NO STOPPING  
8:30 A. M. to 9:15 A. M.  
EXCEPT SUNDAY

FORT PITT BOULEVARD (westbound)  
from Market Street to Stanwix Street,  
north side.

NO STOPPING  
8:30 A. M. to 9:15 A. M.  
EXCEPT SUNDAY  
4:30 P. M. to 6:00 P. M.  
EXCEPT SUNDAY  
FORT PITT BOULEVARD (westbound)  
from Smithfield Street to Market  
Street, north side.

NO STOPPING  
8:30 A. M. to 9:15 A. M.  
4:30 P. M. to 6:00 P. M.

FORT PITT BOULEVARD (westbound)  
from Smithfield Street to Stanwix  
Street, south side.

Section 9. That paragraph (NT) of  
Section 3 of said Ordinance, which para-  
graph (NT) has the following heading:

"(NT) Traffic is hereby prohibited  
from making the following turns; this  
regulation to be effective twenty-four  
(24) hours each day, Sundays, in-  
cluded."

shall be and the same is hereby further  
supplemented by adding at the end  
thereof the following:

NO LEFT TURN from FIFTH AVENUE  
eastbound, to Washington Place,  
northbound.

Section 10. That any Ordinance or part  
of Ordinance, conflicting with the pro-  
visions of this Ordinance, be and the  
same is hereby repealed so far as the  
same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 273.

## No. 510

**AN ORDINANCE**—Approving a Condi-  
tional Use under Section 2801-1-A-  
(10) of the Zoning Ordinance No. 192,  
approved May 10, 1958, for erection of a  
new girls' dormitory located on prop-  
erty of Chatham College, Zoned "R3,"  
having frontage on Woodland Road;  
West Woodland Road, and Fair Oaks  
Street, City of Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh  
hereby enacts as follows:*

Section 1. That under the provisions  
of Section 2801-1-A-(10) of the Zoning  
Ordinance No. 192, approved May 10,  
1958, approval is hereby granted for erec-  
tion of a new girls' dormitory by Chat-  
ham College of the City of Pittsburgh in  
an "R3" District located on property of  
Chatham College having frontage on  
Woodland Road; West Woodland Road  
and Fair Oaks Street, 14th Ward, City  
of Pittsburgh, in accordance with the  
Application for Occupancy Permit dated

October 23, 1958, and the Architects Site Plan dated October 24, 1958, and the Architects Site Development Plan 160 A-1, dated September 2, 1958, submitted by Chatham College, which are on file in the office of the Bureau of Building Inspection, Department of Public Safety, and which are incorporated by reference herein.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 275.

## No. 511

**AN ORDINANCE**—Re-establishing the grade of Verse Way, from Chislett Street to Antietam Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the center line of Verse Way, from Chislett Street to Antietam Street, shall be and the same is hereby re-established as follows, to-wit:

Beginning at the easterly 10-foot line of Chislett Street at an elevation of 906.65 feet; thence falling at the rate of 1.00% for a distance of 169.88 feet to a point of curve to an elevation of 904.95 feet; thence falling and rising by a concave parabolic curve having an apex elevation of 904.75 feet for a distance of 40.00 feet to a point of tangent to an elevation of 904.87 feet; thence rising at the rate of 0.60% for a distance of 48.33 feet to a point of curve to an elevation of 905.16 feet; thence rising and falling by a convex parabolic curve having an apex elevation of 905.28 feet for a distance of 40.00 feet to a point of tangent to an elevation of 905.16 feet; thence falling at the rate of 0.60% for a distance of 95.67 feet to a point of curve to an elevation of 904.58 feet; thence falling by a convex parabolic curve having an apex elevation of 904.46 feet for a distance of 40.00 feet to a point of tan-

gent to an elevation of 902.86 feet; thence falling at the rate of 8.00% for a distance of 9.80 feet to the westerly line of Antietam Street to an elevation of 902.08 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 275.

## No. 512

**AN ORDINANCE** — Establishing the grade of Queenston Street, from Lucina Avenue to Yale Drive.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the northerly 8-foot curb line of Queenston Street, from Lucina Avenue to Yale Drive, be and the same is hereby established as follows, to-wit:

Beginning at a point of vertical curve at the easterly 9.18-foot line of Lucina Avenue at an elevation of 1066.02 feet; thence rising by a concave parabolic curve having an apex elevation of 1067.12 feet for a distance of 40.00 feet to a point of tangent to an elevation of 1070.44 feet; thence rising at the rate of 16.60% for a distance of 128.89 feet to a point of curve to an elevation of 1091.83 feet; thence rising by a convex parabolic curve having an apex elevation of 1098.06 feet for a distance of 75.00 feet to a point of tangent to an elevation of 1102.56 feet, said point of tangent being on the westerly 5.18-foot line of Yale Drive.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 276.



## No. 513

**AN ORDINANCE**—Imposing a tax for general revenue purposes on salaries, wages, commissions and other compensation earned during the period beginning January 1, 1959, and ending December 31, 1959, by residents of the City of Pittsburgh, and on salaries, wages, commissions and other compensation earned during said period by nonresidents of the City of Pittsburgh for work done, or services performed or rendered in the City of Pittsburgh, and on the net profits earned during said period from businesses, professions or other activities conducted by residents of the City of Pittsburgh, and on the net profits earned during said period from businesses, professions and other activities conducted in the City of Pittsburgh by nonresidents; requiring the filing of declarations and returns, and the giving of information by employers and by those subject to the tax, imposing on employers the duty of collecting the tax at source, providing for the administration and enforcement of the ordinance, and imposing penalties for violation thereof.

*The Council of the City of Pittsburgh under the authority of the Act of June 25, 1947, (P. L. 1145) and its amendments hereby enacts as follows:*

Section 1. Definitions. The following words and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates or requires a different meaning:

**ASSOCIATION:** A partnership, limited partnership or any other form of unincorporated enterprise, owned by two or more persons.

**BUSINESS:** An enterprise, activity, profession or undertaking of any nature conducted for profit or ordinarily conducted for profit, whether by an individual, partnership, association or any other entity.

**CORPORATION:** A corporation or joint stock association organized under the laws of the United States, the State of Pennsylvania, or any other State, territory, foreign country or dependency.

**EARNINGS:** Salaries, wages, commissions and other compensation as defined in this ordinance.

**EMPLOYER:** An individual, partnership, association, corporation, governmental body or unit, or agency, or any other entity employing one or more persons on a salary, wage, commission or other compensation basis.

**NET PROFITS:** The net gain from the operation of a business, profession or enterprise, after provision for all costs and expenses incurred in the conduct thereof, either paid or accrued in accordance with the accounting system used in such business, profession or enterprise, but without deduction of taxes based on income.

**NONRESIDENT:** An individual, partnership, association or other entity domiciled outside the City of Pittsburgh.

**PERSON:** A natural person, partnership, corporation, fiduciary or association. Whenever used in any section prescribing and imposing a penalty, the term "person" as applied to associations shall mean the partners or members thereof, and as applied to corporations the officers thereof.

**RESIDENT:** An individual, partnership, association or other entity domiciled in the City of Pittsburgh.

**SALARIES, WAGES, COMMISSIONS, AND OTHER COMPENSATION:** Shall include salaries, wages, commissions, bonuses, incentive payments, fees and tips that may accrue or be received by an individual for services rendered, whether directly or through an agent, and whether in cash or in property, but shall not include periodic payments for sick or disability benefits and those commonly recognized as old-age benefits, retirement pay or pensions paid to persons retired from services after reaching a specific age, or after a stated period of employment, nor public assistance or unemployment compensation payments, nor any wages or compensation paid by the United States to any person for active service in the Army, Navy or Air Force of the United States, nor any bonus or additional compensation paid by the United States or the Commonwealth of Pennsylvania, or any other State for such service.

**TAXPAYER:** A person, whether an individual, partnership, association or any other entity, required hereunder to file a return of earnings or net profits, or to pay a tax thereon.

**TREASURER:** The City Treasurer of the City of Pittsburgh.

The singular shall include the plural, and the masculine shall include the feminine and the neuter.

## Section 2. Imposition of Tax.

A tax for general revenue purposes of one-half of one per centum (.5%) is hereby imposed on the following:

(a) Salaries, wages, commissions and other compensation earned on and after January 1, 1959, by residents of the City of Pittsburgh.

(b) Salaries, wages, commissions and other compensation earned on or after January 1, 1959, by nonresidents of the City of Pittsburgh for work done or services performed or rendered in the City of Pittsburgh;

(c) Net profits earned on and after January 1, 1959, of businesses, professions and other activities conducted by residents of the City of Pittsburgh; and

(d) Net profits earned on and after January 1, 1959, of businesses, professions and other activities conducted in the City of Pittsburgh by nonresidents.

The tax levied under (a) and (b) herein shall relate to and be imposed upon salaries, wages, commissions and other compensation paid by an employer or on his behalf to a person who is employed by or renders services to him. The tax levied under (c) and (d) herein shall relate to and be imposed on the net profits of any business, profession or enterprise carried on by any person as owner or as proprietor, either individually or in association with some other person or persons.

The tax levied by this ordinance shall be applicable to earnings and to net profits earned during the period beginning January 1, 1959, and ending December 31, 1959.

## Section 3. Declaration and Payment of Tax.

(a) **NET PROFITS:**

(1) Every taxpayer who anticipates any

net profits shall, on or before March 16, 1959, make and file with the Treasurer on a form prescribed by the Treasurer, a declaration of his estimated net profits during the period beginning January 1, 1959, and ending December 31, 1959, setting forth the estimated amount of net profits anticipated by him during the said period and subject to the tax, the amount of tax imposed by this ordinance on such estimated net profits, and such other information as the Treasurer may require. Provided, however, that the Treasurer may, at the request of any taxpayer made prior to March 16, 1959, extend the time for filing the declaration to April 15, 1959, if the taxpayer has shown sufficient reason for the grant of an extension.

The taxpayer making the declaration shall, at the time of filing thereof, pay to the Treasurer the estimated amount of tax shown as due thereon. Provided, however, that the taxpayer shall have the right to pay the estimated tax in four quarterly installments as follows:

The first installment at the time of filing the declaration, and the other installments on or before June 15, 1959, September 15, 1959, and January 15, 1960, respectively.

(2) Any taxpayer who first anticipates any net profits after March 16, 1959, shall make and file the declaration hereinabove required on or before June 15, 1959, September 15, 1959, or December 31, 1959, whichever of these dates next follows the date on which the taxpayer first anticipates such net profits. The taxpayer making the declaration shall, at the time of filing thereof, pay to the Treasurer the estimated amount of tax shown as due thereon. Provided, however, that the taxpayer shall have the right to pay the estimated tax in equal installments on or before the quarterly installment payment dates which remain after the filing of the declaration.

(3) The Treasurer is hereby authorized to provide by regulation for the making and filing of adjusted declarations of estimated net profits, and for the payments of the estimated tax in cases where a taxpayer who has filed the declaration hereinabove required anticipates additional net profits not previously declared or finds that he has overestimated his anticipated net profits.

(4) On or before March 15, 1960, every taxpayer who has received net profits shall make and file with the Treasurer, on a form prescribed by him, a final return showing all of his net profits for the period beginning January 1, 1959, and ending December 31, 1959, the total amount of tax due, the amount of estimated tax paid under the provisions of this section, and the balance due. Provided, however, that the Treasurer may at the request of any taxpayer made prior to the due date extend the time for filing the final return to April 15, 1960, if the taxpayer has shown sufficient reason for the grant of an extension. Any taxpayer may, in lieu of paying the fourth quarterly installment of his estimated tax, elect to make and file with the Treasurer on or before January 15, 1960, the final return as hereinabove required. At the time of filing the final return the taxpayer shall pay the balance of the tax due or shall make demand for refund or credit in the case of overpayment.

(5) Every taxpayer who discontinues business prior to December 31, 1959, shall within fifteen (15) days after the discontinuance of business, file his final return as hereinabove required and pay the tax due.

**(b) SALARIES, WAGES, COMMISSIONS AND OTHER COMPENSATION:**

Every taxpayer who is employed on a salary, wage, commission or other compensation basis and who receives any earnings not subject to the provisions of Section 4 of this Ordinance relating to the collection at source, shall, on or before April 15, 1959, July 15, 1959, October 15, 1959, and January 15, 1960, make and file with the Treasurer on a form prescribed by the Treasurer, a return setting forth the aggregate amount of salaries, wages, commissions and other compensation earned by him during the three-month periods March 31, 1959, June 30, 1959, September 30, 1959 and December 31, 1959, respectively, and subject to the tax, together with such other information as the Treasurer may require. Every taxpayer making such return shall, at the time of filing thereof, pay to the Treasurer the amount of tax shown as due thereon.

**Section 4. COLLECTION AT SOURCE:**

(a) Every person within the City of Pittsburgh who employs one or more

persons on a salary, wage, commission or other compensation basis other than domestic servants, who has not previously registered, shall, within fifteen (15) days after becoming an employer, register with the Treasurer his name and address and such other information as the Treasurer may require.

(b) Every person within the City of Pittsburgh who employs one or more persons on a salary, wage, commission or other compensation basis, other than domestic servants, shall deduct monthly, or more often than monthly, at the time of payment thereof, the tax imposed by this ordinance on the salaries, wages, commissions and other compensation due to his employee or employees, and shall, on or before April 30, 1959, July 31, 1959, October 31, 1959, and January 31, 1960, file a return of taxes deducted on a form prescribed by the Treasurer and pay to the Treasurer the amount of taxes deducted during the preceding three-month periods ending March 31, 1959, June 30, 1959, September 30, 1959, and December 31, 1959, respectively.

(c) On or before February 29, 1960, every employer shall file with the Treasurer on forms prescribed by him:

(1) An annual return showing the total amount of salaries, wages, commissions and other compensation paid, the total amount of tax deducted, and the total amount of tax paid to the Treasurer during the period beginning January 1, 1959, and ending December 31, 1959; and

(2) A return for each employee employed during all or any part of the period beginning January 1, 1959, and ending December 31, 1959, setting forth the employee's name, address and Social Security number, the amount of salaries, wages, commissions or other compensation paid to the employee during said period, the amount of tax deducted, the amount of tax paid to the Treasurer, and such other information as the Treasurer may require. Every employer shall furnish a copy of the individual return to the employee for whom it is filed.

(d) Every employer who discontinues business prior to December 31, 1959, shall, within fifteen (15) days after the discontinuance of business, file the re-

turns hereinabove required and pay the tax due.

(e) The failure or omission of any employer to make the deductions required by this section shall not relieve any employee from the payment of the tax or from complying with the requirements of this ordinance relating to the filing of declarations and returns.

#### Section 5. POWERS AND DUTIES OF TREASURER.

(a) It shall be the duty of the Treasurer to collect and receive the taxes, fines and penalties imposed by this ordinance. It shall also be his duty to keep a record showing the amount received by him from each person paying the tax and the date of such receipt.

(b) The Treasurer is hereby charged with the administration and enforcement of the provisions of this ordinance, and is hereby empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this ordinance, including provisions for the re-examination and correction of declarations and returns, and of payments alleged or found to be incorrect, or as to which an overpayment is claimed or found to have occurred, and to prescribe forms necessary for the administration of this ordinance.

(c) The Treasurer and agents designated by him are hereby authorized to examine the books, papers and records of any employer or supposed employer, or of any taxpayer or supposed taxpayer, in order to verify the accuracy of any declaration or return, or, if no declaration or return was filed, to ascertain the tax due. Every employer or supposed employer and every taxpayer or supposed taxpayer is hereby directed and required to give to the Treasurer or to any agent designated by him the means, facilities and opportunity for such examinations and investigations as are hereby authorized.

(d) Any information gained by the Treasurer, his agents or by any other official or agent of the City of Pittsburgh, as a result of any declarations, returns, investigations, hearings or verifications required or authorized by this ordinance, shall be confidential, except for official purposes and except in ac-

cordance with a proper judicial order, or as otherwise provided by law.

(e) Any person aggrieved by any action of the Treasurer shall have the right of appeal as provided by law.

#### Section 6. SUIT FOR COLLECTION OF TAX.

(a) The Treasurer may sue for the recovery of taxes due and unpaid under this ordinance.

(b) Any suit brought to recover the tax imposed by this ordinance shall be begun within six (6) years after such tax is due, or within six (6) years after a declaration or return has been filed, whichever date is later. Provided, however, that this limitation shall not prevent the institution of a suit for the collection of any tax due or determined to be due in the following cases:

(1) Where no declaration or return was filed by any person although a declaration or return was required to be filed by him under the provisions of this ordinance.

(2) Where an examination of the declaration or return filed by any person, or of other evidence relating to such declaration or return in the possession of the Treasurer, reveals a fraudulent evasion of taxes, including, but not limited to, substantial understatement of taxes deducted and of actual or estimated net profits or earnings.

(3) Where any person has deducted taxes under the provisions of this Ordinance and has failed to pay the amounts so deducted to the Treasurer.

#### Section 7. INTEREST AND PENALTIES.

If for any reason the tax is not paid when due, interest at the rate of six per centum (6%) per annum on the amount of said tax, and an additional penalty of one-half of one per centum (.5%) of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid, shall be added and collected. Where suit is brought for the recovery of any such tax, the person liable therefor shall, in addition, be liable for the costs of collection and the interest and penalties herein imposed.

**Section 8. PAYMENT UNDER PROTEST AND REFUNDS.**

The Treasurer is hereby authorized to accept payment under protest of the amount of tax claimed by the City in any case where any person disputes the validity or amount of the City's claim for the tax. If it is thereafter judicially determined by a court of competent jurisdiction that there has been an overpayment to the Treasurer, the amount of the overpayment shall be refunded to the person who paid under protest.

**Section 9. APPLICABILITY.**

The tax imposed by this ordinance shall not apply:

(a) To any person as to whom it is beyond the legal power of the City of Pittsburgh to impose the tax herein provided for under the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

(b) To institutions or organizations operated for public, religious, educational or charitable purposes, to institutions or organizations not organized or operated for private profit, or to trusts and foundations established for any of the said purposes.

This section shall not be construed to exempt any person who is an employer from the duty of collecting the tax at source from his employees and paying the amount collected to the Treasurer under the provisions of Section 4 of this ordinance.

**Section 10. FINES AND PENALTIES FOR VIOLATION OF ORDINANCE.**

(a) Any person who fails, neglects or refuses to make any declaration or return required by this ordinance; any employer who fails, neglects or refuses to register or to pay the tax deducted from his employees; any person who refuses to permit the Treasurer or any agent designated by him to examine his books, records and papers, and any person who makes any incomplete, false or fraudulent return or attempts to do anything whatsoever to avoid the full disclosure of the amount of his net profits or earnings to avoid the payment of the whole or any part of the tax imposed by this ordinance, shall, upon conviction

thereof before any Alderman or Magistrate, be sentenced to pay a fine of not more than One Hundred (\$100.00) Dollars for each offense, and costs, and, in default of payment of said fine and costs to be imprisoned in the Allegheny County Jail or the Allegheny County Workhouse for a period not exceeding thirty (30) days.

(b) Any person who divulges any information which is confidential under the provisions of subsection (d) of Section 5 of this ordinance, shall upon conviction thereof before any Alderman or Magistrate, be sentenced to pay a fine of not more than One Hundred (\$100.00) Dollars for each offense, and costs, and, in default of payment of said fine and costs to be imprisoned in the Allegheny County Jail or the Allegheny County Workhouse for a period not exceeding thirty (30) days.

(c) The penalties imposed under this section shall be in addition to any other penalty imposed by any other section of this ordinance.

(d) The failure of any person to receive or procure the forms required for making the declaration or returns required by this ordinance shall not excuse him from making such declaration or return.

**Section 11. SEVERABILITY.**

The provisions of this ordinance are severable. If any sentence, clause or section of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses or sections of this ordinance. It is hereby declared to be the intent of the City Council that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

Section 12. The provisions of this ordinance shall become effective January 1, 1959.

Section 13. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 26, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 277.

## No. 514

**AN ORDINANCE**—To provide revenue for the City of Pittsburgh by imposing a tax for the year 1959 on certain classes of personal property; providing for the assessment and collection of the same; conferring and imposing powers and duties on the City Treasurer and imposing penalties.

*The Council of the City of Pittsburgh under the authority of June 25, 1947, P. L. 1145 (Act No. 481), and its amendments, hereby enacts as follows:*

**Section 1. Imposition and Rate of Tax: Exceptions.**—A tax at the rate of two mills on each dollar is hereby imposed for the year 1959 on the value of all personal property of the classes taxed by the County of Allegheny pursuant to the Act of June 17, 1913, P. L. 507, as amended and enumerated in Section 1 of said Act, owned, held or possessed by any resident, which as used in this section shall mean any person, persons, co-partnership or unincorporated association or company resident, located or liable to taxation within the City of Pittsburgh, or by a joint stock company or association, limited partnership, bank or corporation whatsoever formed, created or incorporated by, under or in pursuance of any law of the Commonwealth of Pennsylvania or of the United States, or of any other State or Government, and liable to taxation, within the City, whether such personal property be owned, held or possessed by such resident in his own right or as active trustee, agent, attorney-in-fact, or in any other capacity or by any resident as trustee, agent or attorney-in-fact jointly with one or more trustees, agents or attorneys-in-fact domiciled outside of the City where such personal property is held and managed in this City, except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident, religious, charitable or educational organization, no part of the net earnings of which inures to the benefit

of any private stockholder or individual or for the use, benefit or advantage of any other person, co-partnership, unincorporated association, company, joint stock company or association, limited partnership, bank or corporation; and the equitable interest in any such personal property owned, held or possessed by any resident where the legal title to such personal property is vested in a trustee, agent or attorney-in-fact, domiciled outside of the City, or where the legal title to such personal property is vested in more than one trustee, agent or attorney-in-fact, one or more of whom are domiciled outside of the City, and one or more of whom are domiciled within the City, and such personal property is held and managed outside of the City, and where such resident is entitled to receive all or any part of the income therefrom. No failure to assess or return the same shall discharge such owner or the holder thereof from liability therefor. Provided, that if the said County personal property tax, or law imposing the same is repealed, this shall not operate as a repeal of the City personal property tax or this ordinance, but the said City personal property tax shall continue until terminated by ordinance duly passed by Council of the City of Pittsburgh and approved as required by law.

Provided that the provisions of this section shall not apply to subjects excepted in said Act of 1913 as amended, and provided further that the provisions of this section shall not apply to personal property received, or acquired with proceeds of money or property received, before or after the effective date of this Ordinance, from any person or persons, co-partnership, or unincorporated association or company, nonresidents in or not located within this City, or before the effective date of this Ordinance from any person or persons, co-partnership, or unincorporated association or company, nonresident in or not located within this City on the effective date of this Ordinance, or from any joint stock company or association, limited partnership, bank or corporation formed, erected or incorporated by, under or in pursuance of any law of the United States or of any state or government other than the Commonwealth of Pennsylvania by any person or persons, co-partnership, non-incorporated association, company, joint

stock company or association, limited partnership, bank or corporation as active trustee, agent, attorney-in-fact, or in any other capacity for the use, benefit, or advantage of any person or persons, co-partnership or unincorporated association or company, nonresident in or not located within this City, or for the use, benefit or advantage of any joint stock company or association, limited partnership, bank or corporation formed, erected or incorporated by, under or in pursuance of any law of the United States or of any state or government other than the Commonwealth of Pennsylvania; nor shall the provisions of this section apply to personal property held for the use, benefit or advantage of any resident who shall have in each of the ten (10) preceding calendar years, given or contributed all of his net income to any corporation organized or operated exclusively for religious, charitable, scientific, literary or educational purposes.

**Section 2. Returns and Assessments.**—For the purpose of ascertaining the amount of tax payable under this Ordinance, it shall be the duty of every resident of the City of Pittsburgh liable to pay such tax to file a return of personal property. In order to eliminate the duplication which would result from the filing of a separate return for the City and a separate return for the County, the City of Pittsburgh hereby adopts the return filed with the Allegheny County Board of Property Assessment, Appeals and Review, in compliance with the Act of June 17, 1913, P. L. 507, as amended, as a return for the City of Pittsburgh in compliance with the requirements of this Ordinance, for the payment of a personal property tax by all persons subject thereto.

The assessments of personal property of residents of the City of Pittsburgh made by the County officials administering and collecting the County personal property tax, shall be used to determine the amount of tax due to the City of Pittsburgh under this Ordinance. The assessments so made shall have the same force and effect as if the assessments had been made initially by the City of Pittsburgh and are hereby adopted for City tax purposes.

The term "assessments" as used herein shall mean the final assessment as

adopted and used by County officials administering the County personal property tax after all petitions for reassessments, and appeals provided by law, have finally determined.

The Mayor and the City Treasurer are hereby authorized to enter into an agreement with the proper county officials for reimbursement or payment to the County of the expenses incurred in the furnishing to the City by the County Board of Property Assessment, Appeals and Review, of the names and addresses of taxables within the City, the assessments made of their personal property subject to the tax and such other information as may be agreed upon. Such payments shall be made from funds appropriated by City Council.

Any assessment of a tax on personal property against the estate of a decedent shall include, and be limited, to all property owned, held or possessed by the decedent which should have been returned by him for taxation for any former year or years, not exceeding five (5) years prior to the year in which the death occurs.

**Section 3. Payment of the Tax.**—Taxes imposed by this Ordinance shall be due and payable on May 1st of 1959. Taxes paid during the months of May, June and July shall be subject to a discount of 2% and if not paid within said months, shall be payable at face during August, 1959. Taxes unpaid by August 31st shall be considered delinquent and shall be subject to a penalty of 5% of the face amount of the tax, and interest at the rate of  $\frac{1}{2}$  of 1% per month until paid.

**Section 4. Collection of the Tax.**—All taxes, penalties and interest imposed by this Ordinance shall be paid to and collected by the City Treasurer. Delinquent taxes shall be recovered by the said Treasurer by suit in assumpsit or by such other methods as are authorized and allowed by law.

**Section 5. Fines and Penalties.**—

(a) Any person who shall make a false and fraudulent return or any person who fails or refuses to file any return containing the information required by this Ordinance shall upon conviction thereof before any alderman or magistrate, be sentenced to pay a fine of One Hundred (\$100.00) Dollars, and, in default

of payment of said fine, to be imprisoned in Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days.

(b) It shall be unlawful for any person or persons, co-partnership, unincorporated association, limited partnership, joint stock association, or corporation whatsoever, in loaning money at interest to any person or persons, whether such loans be secured by bond and mortgage or otherwise, to require the person or persons borrowing the same to pay the tax imposed thereon by this Ordinance, and in all cases where such tax shall have been paid by the borrower or borrowers, the same shall be deemed and considered usury and subject to the laws governing the same.

(c) As used in this section the term "person" as applied to association shall mean the partners or members thereof, and as applied to corporations the officers thereof.

Section 6. Saving Clause.—If the tax or any portion thereof imposed upon any of the personal property of any of the classes hereinbefore described under the provisions of this Ordinance, or if any exception of any personal property of any of the classes as hereinbefore described from the imposition of the tax under the provisions of this Ordinance shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the laws of the Constitution of the Commonwealth of Pennsylvania, the decision shall not affect or impair the right to impose the taxes or the validity of the taxes so imposed upon the personal property of the other classes as hereinbefore described or to impose the taxes on the personal property so accepted.

Section 7. The provisions of this Ordinance shall be come effective January 1, 1959.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 26, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 283.

## No. 515

**AN ORDINANCE** to provide revenue for the City of Pittsburgh by imposing for the year 1959 a tax upon the privilege of attending or engaging in amusements, including every form of entertainment, diversion, sport, recreation and pastime, requiring all persons, partnerships, associations and corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Treasurer of the City of Pittsburgh; prescribing the method and manner of collecting the tax imposed by this ordinance, and imposing penalties for violation thereof.

*The Council of the City of Pittsburgh, under the authority of the Act of June 25, 1947, P. L. 1145 (Act No. 481), and its amendments hereby enacts as follows:*

Section 1. That this ordinance shall be known and may be cited as the "City Amusement Tax Ordinance."

Section 2. The following words and phrases when used in this ordinance shall have the meaning ascribed to them in this section, except when the context clearly indicates a different meaning:

"Amusement." All manner and forms of entertainment, including, among others, theatrical or operatic performances, concerts, moving picture shows, vaudeville, circus, carnival and side shows, all forms of entertainment at fair grounds and amusement parks, athletic contests, including wrestling matches, boxing and sparring exhibitions, football, basketball and baseball games, skating, golfing, tennis, hockey, bathing, swimming, archery, shooting, riding, dancing, and all other forms of diversion, sport, recreation, or pastime, shows, exhibitions, contests, displays and games, and all other methods of obtaining admission charges, donations, contributions, or monetary charges of any character, from the general public, or a limited or selected number thereof, directly or indirectly in return for other than tangible property, or specific person or professional services. The term "amusement" shall not apply to actual participation in sports where no fixed admission charge is paid.

"Association." Any partnership, limited partnership or other forms of unincor-



porated enterprise, owned by two or more persons.

"Treasurer." The Treasurer of the City of Pittsburgh.

"Established Price." Regular monetary charge of any character whatever, including donations and contributions, fixed and exacted, or in any manner received by producers, as herein defined, from the general public, or a limited or selected manner thereof, directly or indirectly, for the privilege of attending or engaging in any entertainment or amusement, provided that when such entertainment or amusement is conducted at any roof garden, night club, cabaret or other place where the charge for admission is wholly or in part included in the price paid for refreshment, service or merchandise the amount paid for admission to such amusement shall be deemed to be fifty per centum (50%) of the amount paid for refreshment, service and merchandise.

"Person." Every natural person co-partnership, association or corporation. Whenever used in any clause prescribing and imposing a penalty, the term "person" as applied to co-partnerships or associations shall mean the partners or members thereof, and as applied to corporations, the officers thereof.

"Place of Amusement." Any place indoors or outdoors, within the City of Pittsburgh, where the general public or a limited or selected number thereof may, upon payment of an established price, attend or engage in any amusement as herein defined, including, among others, theatres, opera houses, moving picture houses, amusement parks, stadiums, arenas, baseball parks, skating rinks, circus or carnival tents or grounds, fair grounds, social, sporting, athletic, riding, gun and country clubs, golf courses, bathing, and swimming places, dance halls, tennis courts, rifle or shotgun ranges, roof gardens, cabarets, night clubs and other like places.

"Producer." Any person, as herein defined, conducting any place of amusement, as herein defined, where the general public, or a limited or selected number thereof may, upon the payment of an established price, attend or engage in any amusement.

The singular shall include the plural and the masculine shall include the feminine and the neuter.

Section 3. (a) On and after the effective date of this ordinance, it shall be unlawful for any producer to continue to conduct, or thereafter to begin to conduct, any form of amusement at any permanent or temporary place of amusement or any itinerant form of amusement, within the City of Pittsburgh, unless an amusement permit or permits shall have been issued to him, the fees paid therefor as now prescribed by law and the tax herein imposed paid in accordance with the provisions herein made.

(b) Every producer desiring to continue to conduct or hereafter to begin to conduct any amusement within the City of Pittsburgh shall file an application for a permanent, temporary or itinerant amusement permit or permits, as the case may be, with the Treasurer. Every application for such permit or permits shall be made upon a form prescribed, prepared and furnished by the Treasurer, and shall set forth the name under which the applicant conducts or intends to conduct a permanent or temporary place, or an itinerant form of amusement, the location of the permanent or temporary place of amusement, whether or not the applicant is the holder of a mercantile license in effect when the application is made, and, if so, the number of such license and such other information as the Treasurer may require. If the applicant has or intends to have more than one place of amusement within the City of Pittsburgh, the application shall state the location of each place of amusement, and in the case of itinerant form of amusement, the date and length of time such amusement is to be conducted at each place. In the case of an application for a permit for a temporary place of amusement, the application shall state the name and address of the owner, lessee or custodian of the premises upon which such amusement is to be conducted. If the applicant is an association or a corporation, the names and addresses of the principal officers thereof and any other information prescribed by the Treasurer for purposes of identification shall be stated. The application shall be signed and verified by oath or

affirmation by the producer, if a natural person, and in the case of an association by a member or partner thereof, and in the case of a corporation by an executive officer thereof, or some person specifically authorized by the corporation to sign the application, to which shall be attached the written evidence of his authority.

Upon approval of the application and payment of such fees as are now required by law, the Treasurer shall grant and issue to each applicant an amusement permit for each place of amusement within the City of Pittsburgh set forth in his application. Amusement permits shall not be assignable, and shall be valid only for the persons in whose names issued, and for the conduct of amusements at the places designated therein, and shall at all times be conspicuously displayed at the places for which issued. The producer of an itinerant form of amusement shall notify the Treasurer promptly of any change in the originally contemplated itinerary, either as to date or time of the conduct of the amusement at each place.

(c) The Treasurer may suspend or after hearing revoke an amusement permit whenever he finds that the holder thereof has failed to comply with any of the provisions of this ordinance. Upon suspending or revoking any amusement permit the Treasurer shall request the holder thereof to surrender to him immediately all permits or duplicates thereof issued to him, and the holder shall surrender promptly all such permits to the Treasurer as requested. Whenever the Treasurer suspends an amusement permit, he shall notify the holder immediately and afford him a hearing if desired, and if a hearing has not already been afforded. After such hearing, the Treasurer shall either rescind his order of suspension, or good cause appearing therefor, shall continue the suspension or revoke the permit.

Section 4. (a) For the calendar year 1959, a tax is hereby imposed upon the admission fee or privilege to attend or engage in any amusement at the rate of ten per cent (10%) of the established price charged the general public, or a limited or selected group thereof, by any producer for such privilege, which shall be paid by the person acquiring such privilege.

(b) In the case of persons admitted free or at reduced rates to any place of amusement at a time and under circumstances under which an established price is charged to other persons, the tax imposed by this ordinance shall be computed on the established price charged to such other persons of the same class for the same or similar accommodations, to be paid by the person so admitted. Provided, however, that children under twelve (12) years of age, disabled veterans and members of the armed services when on active duty and in uniform, who are admitted free of charge to any place of amusement, shall not be required to pay the tax imposed by this ordinance.

(c) In the case of persons having the permanent use of boxes or seats in any place of amusement or a lease for the use of such boxes or seats in such place of amusement, the tax imposed by this ordinance shall be computed on the price charged for such boxes or seats or rental charged for the use of such boxes or seats in such place of amusement, such tax to be paid by the holder or lessee.

Section 5. (a) Producers shall collect the tax imposed by this ordinance and shall be liable to the City of Pittsburgh as agents thereof for the payment of the same into the City treasury as hereinafter provided in this ordinance.

(b) Where permits are obtained for conducting temporary amusements by persons who are not the owners, lessees or custodians of the places where the amusements are to be conducted, or where the temporary amusement is permitted by the owner, lessee or custodian of any place to be conducted without the procurement of a permit or permits required by this ordinance, the tax imposed by this ordinance shall be paid by the owner, lessee or custodian of such place where such temporary amusement is held or conducted unless paid by the producer conducting the amusement.

Section 6. For the purpose of ascertaining the amount of tax payable by producers to the City of Pittsburgh, it shall be the duty of:

(a) Every producer, except as herein after provided, conducting a place of amusement, on or before the last day of each month to transmit to the Treas-

urer on a form prescribed and prepared by him a report under oath or affirmation, of the amount of tax collected by him during the preceding month.

(b) Every producer conducting a temporary place of amusement, or itinerant form of amusement, shall file a report with the Treasurer or any duly authorized agent of his promptly after each performance.

All reports required under this section shall show such information as the Treasurer shall prescribe.

Every producer, at the time of making every report required by this section, shall compute and pay to the Treasurer the taxes collected by him and due to the City of Pittsburgh during the period for which the report is made. Provided, however, that such producer may deduct, therefrom two per cent (2%) thereof, providing payment is made on or before the due date thereof. The amount of all taxes imposed under the provisions of this ordinance shall in the case of places of permanent amusement be due and payable on the last day of the next succeeding month, and in the case of temporary or itinerant forms of amusement it shall be due and payable on the day the reports in such cases are required to be made under this section, and all such taxes shall bear interest at the rate of one per cent (1%) per month or fractional part of a month from the date they are due and payable until paid.

If any producer shall neglect or refuse to make any report and payment as herein required, an additional ten per cent (10%) of the amount of the tax shall be added by the Treasurer and collected.

Section 7. All such taxes shall be recoverable by the Treasurer as other debts of like amount are now by law recoverable.

Section 8. All taxes, interest and penalties received, collected or recovered under the provisions of this ordinance shall be paid into the treasury of the City of Pittsburgh for the use and benefit of said City.

Section 9. The Treasurer is hereby charged with the administration and enforcement of the provisions of this

ordinance, and is hereby empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this ordinance, including provision for the re-examination and correction of returns and payments alleged or found to be incorrect, or as to which an overpayment is claimed or found to have occurred. Any person aggrieved by any decision of the Treasurer shall have the right of appeal as provided by law.

Section 10. The provisions of this ordinance are severable, and if any of its provisions shall be held illegal, invalid or unconstitutional, the decision of the court shall not affect or impair any of the remaining provisions of this ordinance. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid or unconstitutional provisions had not been included herein.

Section 11. Any person, co-partnership, association or corporation which shall fail, neglect or refuse to comply with any of the terms or provisions of this ordinance or of any regulation or requirement pursuant thereto and authorized thereby shall, upon conviction thereof before any alderman or magistrate, be sentenced to pay a fine of One Hundred Dollars (\$100.00), and in default of payment of said fine be imprisoned in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days.

Section 12. This ordinance shall become effective January 1, 1959.

Section 13. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 26, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 285.

## No. 516

**AN ORDINANCE**—Imposing a tax for general revenue purposes on the transfer of real property, situate within the City of Pittsburgh, during the period

beginning January 1, 1959, and ending December 31, 1959; prescribing and regulating the method of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons and the City Treasurer, and providing penalties.

*The Council of the City of Pittsburgh, under the authority of the Act of June 25, 1947, P. L. 1145, and the amendments thereto, hereby enacts as follows:*

Section 1. Definitions. That the following words when used in this Ordinance shall have the meanings ascribed to them in this section, except where the context clearly indicates or requires a different meaning:

**ASSOCIATION:** A partnership, limited partnership, joint venture or any other form of unincorporated enterprise owned or conducted by two or more persons.

**CORPORATION:** A corporation or a joint-stock association organized under the laws of the United States, the Commonwealth of Pennsylvania, or any other State, territory or foreign country or dependency including but not limited to banking institutions.

**DOCUMENT:** Any deed, instrument or writing whereby any lands, tenements or hereditaments, situate within the City of Pittsburgh, or any interest therein, shall be granted, bargained, sold or otherwise conveyed to a grantee, purchaser or any other person. The term does not include wills, mortgages or leases; documents effecting transfers between husband and wife, or transfers between parent and child, or the spouse of such child; by and between a principal and straw party for the purpose of placing a mortgage on ground rent upon the premises; correctional deeds without consideration; transfers to the United States, the Commonwealth of Pennsylvania, or to any of their instrumentalities, agencies or political subdivisions, by gift, dedication or deed of confirmation in connection with condemnation proceedings; and leases, or conveyance to a trustee under a recorded trust agreement for the express purpose of holding title in trust as security for a debt contracted at the time of the conveyance under which the trustee is not the lender and requiring the trustee to make reconveyance to the grantor-borrower upon the repayment of the debt.

**PERSON:** Every natural person, association or corporation. Whenever used in any section prescribing and imposing a penalty, the term "person" as applied to associations shall mean the partners or members thereof, and as applied to corporations the officers thereof.

**TREASURER:** The City Treasurer of the City of Pittsburgh.

**VALUE:** In the case of any document granting, bargaining, selling or otherwise conveying any land, tenement or hereditament, or interest therein, the amount of the actual consideration therefor, including liens or other encumbrances thereon and ground rents, or a commensurate part of the liens or other encumbrances thereon and ground rents where such liens or other encumbrances and ground rents also encumber or are charged against other lands, tenements or hereditaments. Provided, that where such document shall set forth a small or nominal consideration, the value thereof shall be determined from the price set forth in or actual consideration for the contract of sale, or, in the case of a gift, or any other document without consideration, from the actual monetary worth of the property granted, bargained, sold or otherwise conveyed, which in either event shall not be less than the assessment of such property made by the Allegheny County Board of Property Assessment, Appeals and Review.

Section 2. Imposition of Tax. A tax is hereby imposed on each transfer of real property situate within the City of Pittsburgh, or any interest therein, regardless of where the instruments making the transfers are made, executed or delivered, or where the actual settlements on such transfers take place. On and after the effective date of this Ordinance every person who accepts delivery of any document, or in whose behalf delivery of any document is accepted, shall be subject to pay a tax of one (1%) percent of the value of the property represented by such document, which tax shall be payable at the time of the acceptance of delivery of the document. Where any document is delivered to the Commonwealth, to a political subdivision, or to an Authority created by the Commonwealth or a political subdivision, the person by whom the document was made, executed, issued or delivered shall be subject to

pay the tax, unless the transfer is between such governmental agencies, in which case no tax shall be paid. Where any lands, tenements or hereditaments are situate partly within and partly without the boundaries of the City of Pittsburgh the tax shall be paid on the value of the portion of the lands, tenements or hereditaments situate within the City of Pittsburgh.

Section 3. Evidence of Payment of Tax. The tax imposed by this Ordinance shall be paid in the office of the Treasurer. The payment of the tax shall be evidenced by the affixing of a documentary stamp or stamps or a receipt to every document by the person making, executing, issuing, delivering or accepting such document. The stamps or the receipt shall be affixed in such manner that their removal will require the continued application of steam or water. The Treasurer may prescribe a method for the cancellation of the stamps or receipts. Provided, that the Treasurer may prescribe such other method of evidencing the payment of the tax as he may deem advisable.

Section 4. Evidence of Value. Where the document does not set forth the true, full and complete value thereof, the value shall be as set forth in the affidavit accompanying the document prepared for the purpose of calculating the Realty Transfer Tax payable to the Commonwealth of Pennsylvania in accordance with the Act of December 27, 1951, P. L. 1742, or any amendments or reenactments thereof.

(a) In all cases, except deeds without consideration and gifts, where the full consideration for the document is not set forth in the deed, a certified copy of the affidavit prepared for the purpose of determining the real estate transfer tax payable to the Commonwealth of Pennsylvania shall be filed in the office of the Treasurer at the time the tax is paid.

(b) In all cases where a document represents a transfer without consideration, including but not limited to gifts, documents in connection with merger or consolidation of corporations and documents conveying real estate from stockholders to corporations, deeds conveying realty in connection with the conversion of partnerships into corporations, or doc-

uments distributing realty in connection with the dissolution or liquidation of corporations, a certified copy of the affidavit prepared for the purpose of determining the real estate transfer tax payable to the Commonwealth of Pennsylvania and setting forth the actual monetary worth of the realty conveyed shall be filed in the office of the Treasurer at the time the tax is paid.

(c) Whenever the taxability of any transfer of real property, or the amount of the tax, depends upon the relationship of the parties to the transaction or upon any other facts not recited in the document, the Treasurer may require that such facts be established by affidavit.

Section 5. Enforcement of Ordinance—Powers and Duties of Treasurer. The Treasurer is hereby charged with enforcement of this Ordinance and is authorized and empowered to adopt rules and regulations relating to any matter pertaining to the administration and enforcement of this Ordinance, including but not limited to the method to be used in evidencing payment of the tax.

Section 6. Suit for Collection of Tax. The Treasurer may sue for the recovery of taxes due and unpaid under this Ordinance.

Section 7. Interest and Penalties. If for any reason the tax is not paid when due, interest at the rate of six percent (6%) per annum on the amount of said tax, and an additional penalty of one-half (1/2) of one (1%) percent of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid shall be added and collected. Where suit is brought for the recovery of the tax, the person liable therefor shall, in addition, be liable for the costs of collection and the interest and penalties herein imposed.

Section 8. Payment under Protest and Refunds. The Treasurer is hereby authorized to accept payment under protest of the amount of tax claimed by the City in any case where a person disputes the validity or amount of the City's claim for the tax. If it is thereafter judicially determined by a court of competent jurisdiction that there has been an overpayment to the Treasurer,

the amount of the overpayment shall be refunded to the person who paid under protest.

Section 9. Unlawful Acts. It shall be unlawful for any person to:

(a) Make, execute, issue, deliver or accept, or cause to be made, executed, issued, delivered or accepted, any document without the full amount of the tax thereon being duly paid; or

(b) Fraudulently cut, tear or remove from a document any documentary stamp, receipt or other evidence of payment; or

(c) Fraudulently affix to any document upon which a tax is imposed by this Ordinance any documentary stamp, receipt or other evidence of payment which has been cut, torn or removed from any other document upon which a tax is imposed by this Ordinance, or any documentary stamp of insufficient value, or any forged or counterfeited stamp or receipt, or any impression of any forged or counterfeited stamp, receipt, die, plate or other article; or

(d) Wilfully remove or alter the cancellation marks of any documentary stamp or receipt, or restore any such documentary stamp or receipt with intent to use or cause the same to be used after it has already been used, or knowingly buy, sell, offer for sale, or give away any such altered or restored stamp or receipt to any person for use or knowingly use the same; or

(e) Knowingly have in his possession any altered or restored documentary stamp or receipt which has been removed from any document upon which a tax is imposed by this Ordinance; provided, that the possession of such stamp or receipt shall be prima facie evidence of an intent to violate the provisions of this clause; or

(f) Knowingly or wilfully prepare, keep, sell, offer for sale, or have in his possession any forged or counterfeited documentary stamps or receipt; or

(g) Fail, neglect or refuse to comply with or violate the rules and regulations adopted by the Treasurer under provisions of this Ordinance.

Section 10. Fines and Penalties. Any person who violates any of the provi-

sions of this Ordinance shall, upon conviction thereof before any Alderman or Magistrate, be sentenced to pay a fine of not more than One Hundred Dollars (\$100.00) for each offense and costs, and, in default of payment of said fine and costs, to be imprisoned in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days. The penalties imposed under this section shall be in addition to any other penalty imposed by any other section of this Ordinance.

Section 11. Severability. The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses or sections of this Ordinance. It is hereby declared to be the intent of the City Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

Section 12. Effective Date. The provisions of this Ordinance shall become effective January 1, 1959.

Section 13. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 26, 1959.

Approved November 28, 1959.

Ordinance Book 62, Page 290.

## No. 517

**AN ORDINANCE**—To provide for the issuance of mercantile licenses to persons engaging in certain occupations and businesses upon the payment of fees therefor; conferring and imposing powers and duties upon the Treasurer of the City of Pittsburgh.

*The Council of the City of Pittsburgh, under the authority of the Act of June 25, 1947, P. L. 1145, and its amendments, hereby enacts as follows:*

Section 1. Definitions—The following words and phrases when used in this

ordinance shall have the meanings ascribed in this section unless the context clearly indicates a different meaning:

(a) "Person shall mean any individual, partnership, limited partnership, association or corporation. Whenever used in any section prescribing and imposing a penalty, the term "person" as applied to associations shall mean the partners or members thereof, and as applied to corporations the officers thereof.

(b) "Wholesale dealer" or "wholesale vendor" shall mean any person who sells to dealers in or vendors of goods, wares and merchandise and to no other persons.

(c) "Retail dealer" or "retail vendor" shall mean any person who is a dealer in or vendor of goods, wares and merchandise, who is not a wholesale dealer or vendor.

(d) "Broker" shall mean any merchandise broker, factory or commission merchant, but shall not include any stockbroker, bill broker, note broker, exchange broker, real estate broker or agent, or pawnbroker.

(e) The term "person," "wholesale dealer," "wholesale vendor," "retail dealer" and "retail vendor" shall not include non-profit corporations or associations, agencies of the Government of the United States or of the Commonwealth of Pennsylvania, or any person vending or disposing of articles of his own growth, production or manufacture.

(f) "Place of amusement" shall mean any place indoors or outdoors where the general public or a limited or selected number thereof may upon payment of an established price attend or engage in any amusement, entertainment, exhibition, contest, recreation, including among other places, theatres, opera houses, motion picture houses, amusement parks, stadia, arenas, baseball or football parks or fields, skating rinks, circus or carnival tents or grounds, fair grounds, bowling alleys, billiard or pool rooms, shuffle board rooms, nine or ten pin alleys, riding academies, golf courses, bathing and swimming places, dance halls, tennis courts, archery, rifle or shotgun ranges and other like places. The term does not include any exhibi-

tion, amusement, performance or contest conducted by a non-profit corporation or association.

(g) "License year" shall mean the twelve-month period corresponding to the fiscal year of the City for 1959.

(h) "Treasurer" shall mean the Treasurer of the City of Pittsburgh.

(i) "Temporary, seasonal or itinerant business" shall mean any business that is conducted at one location for less than sixty (60) consecutive calendar days.

Section 2. Issuance of Licenses—The City shall issue annual mercantile licenses in the manner and for the fees hereinafter set forth.

Section 3. License Fees—Every person desiring to continue to engage in or hereafter to begin to engage in the business of wholesale or retail vendor or dealer in goods, wares or merchandise, every broker and every person conducting a restaurant or other place where food, drink or refreshments are sold, or place of amusement in the City, shall on or before the first day of January of the license year, or prior to commencing business in the license year, procure a mercantile license for his place of business, or if more than one, for each of his places of business in the City, from the Treasurer, who shall issue the same upon the payment of a fee of Two Dollars (\$2.00) for a wholesale or a retail license, and Four Dollars (\$4.00) for a wholesale and retail license for his place of business, or if more than one, for each of his places of business in the City for the license year. Such license shall be conspicuously posted at the place of business or each of the places of business of every person at all times.

Section 4. Penalties—Whoever being required under the provisions of this ordinance to procure a mercantile license and who fails or refuses to do so, and whoever fails to keep his license conspicuously posted at his place of business, shall, upon conviction before any Alderman or Magistrate, be sentenced to pay a fine of not more than One Hundred Dollars (\$100.00) and in default of payment of said fine to be imprisoned in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days.

Section 5. The provisions of this ordinance are severable, and, if any of its provisions or exceptions shall be held illegal, invalid or unconstitutional, the decision of the court shall not affect or impair any of the remaining provisions of this ordinance. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid, or unconstitutional provisions or exemptions had not been included herein.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 26, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 293.

## No. 518

**AN ORDINANCE**—To provide revenue for the City of Pittsburgh by imposing a mercantile license tax for the year 1959 on persons engaging in certain occupations and businesses therein; providing for its levy and collection and for the issuance of mercantile licenses; conferring and imposing powers and duties on the Treasurer of the City of Pittsburgh, and imposing penalties.

*The Council of the City of Pittsburgh, under the authority of the Act of June 25, 1947, P. L. 1145, and its amendments, hereby enacts as follows:*

Section 1. Definitions. That the following words and phrases when used in this ordinance shall have the meanings ascribed to them in this section unless the context clearly indicates a different meaning:

(a) "Person" shall mean any individual, partnership, limited partnership, association or corporation. Whenever used in any section prescribing and imposing a penalty, the term "person" as applied to associations shall mean the partners or members thereof, and as applied to corporations the officers thereof.

(b) "Wholesale Dealer" or "Wholesale Vendor" shall mean any person who sells

to dealers in or vendors of goods, wares and merchandise and to no other persons.

(c) "Retail Dealer" or "Retail Vendor" shall mean any person who is a dealer in or vendor of goods, wares and merchandise, who is not a wholesale dealer or vendor.

(d) The terms "Person," "Wholesale Dealer," "Wholesale Vendor," "Retail Dealer," "Retail Vendor" shall not include nonprofit corporations or associations, agencies of the Government of the United States or of the Commonwealth of Pennsylvania, or any person vending or disposing of articles of his own growth, production or manufacture.

(e) "Place of Amusement" shall mean any place indoors or outdoors where the general public or a limited or selected number thereof may, upon payment of an established price, attend or engage in any amusement, entertainment, exhibition, contest, recreation, including, among other places, theatres, opera houses, motion picture houses, amusement parks, stadia, arenas, baseball or football parks or fields, skating rinks, circus or carnival tents or grounds, fair grounds, bowling alleys, billiard or pool rooms, shuffleboard rooms, nine or ten-pin alleys, riding academies, golf courses, bathing and swimming places, dance halls, tennis courts, archery, rifle or shotgun ranges and other places. The term does not include any exhibitions, amusement, performance or contest conducted by a non-profit corporation or association.

(f) "License Year" shall mean the twelve-month period corresponding to the fiscal year of the City for 1959.

(g) "Gross Volume of Business" shall include both cash and credit transactions.

(h) "Treasurer" shall mean the Treasurer of the City of Pittsburgh.

(i) "Temporary, seasonal or itinerant business" shall mean any business that is conducted at one location for less than sixty (60) consecutive calendar days.

(j) "Broker" shall mean any merchandise broker, factor or commission merchant, but shall not include any stockbroker, bill broker, note broker, exchange broker, real estate broker or agent, or pawnbroker.



Section 2. Levy and Collection of Tax. For the year 1959 the City hereby imposes a mercantile license tax in the manner and at the rates hereinafter set forth.

Section 3. Licenses. For the year 1959 every person desiring to continue to engage in or hereafter to begin to engage in the business or occupation of wholesale or retail vendor or dealer in goods, wares and merchandise, any person conducting a restaurant or other place where food, drink or refreshments are sold, whether or not the same be incidental to some other business or occupation, any person conducting or operating a place of amusement whether or not the same be incidental to some other business or occupation, any person conducting or operating a place of amusement whether or not the same be incidental to some other business or occupation, and every broker, in the City, shall, on or before the first day of January, 1959, or prior to commencing business in such license year, procure a mercantile license for his place of business or occupation or if more than one, for each place of business or occupation in the City, from the Treasurer, as required by law. Such license shall be conspicuously posted at the said place of business or occupation of every such person at all times.

Section 4. Imposition and Rate of Tax. Every person engaging in any of the following occupations or businesses in the City shall pay a mercantile license tax for the year 1959 at the rate set forth.

(a) Wholesale vendors or dealers in goods, wares and merchandise at the rate of one (1) mill on each dollar of the volume of the annual gross business transacted by them.

(b) Retail vendors or dealers in goods, wares and merchandise, all persons engaged in conducting restaurants or other places where food, drink or refreshments are sold, whether or not the same be incidental to some other business or occupation, all persons conducting places of amusement, whether or not the same be incidental to some other business or occupation, at the rate of two (2) mills on each dollar of the volume of the annual gross business transacted by them.

(c) Wholesale and retail vendors or dealers in goods, wares and merchandise at the rate of one (1) mill on each dollar of the volume of the annual gross wholesale business transacted by them, and two (2) mills on each dollar of the volume of the annual gross retail business transacted by them.

(d) Brokers at the rate of one (1) mill on each dollar of the volume of the annual gross business transacted by them. In the case of brokers the term "gross business transacted" shall mean gross commissions earned.

(e) The tax imposed by this section shall not apply to the dollar volume of annual business covering the resale of goods, wares or merchandise taken by a dealer as a trade-in or part payment for other goods, wares and merchandise, except to the extent that the resale price exceeds the trade-in allowance.

Section 5. Computation of Volume of Business.

(a) Every person subject to the payment of the tax hereby imposed, who has commenced his business at least one full year prior to the beginning of the license year 1959, shall compute his annual gross volume of business upon the annual gross amount of business transacted by him during the preceding calendar year.

(b) Every person subject to the payment of the tax hereby imposed, who has commenced or who commences his business less than one full year prior to the beginning of the license year, shall compute his annual gross volume of business for such license year upon the gross volume of business transacted by him during the first month he engages in business multiplied by twelve (12).

(c) Every person subject to the payment of the tax hereby imposed, who commences his business subsequent to the beginning of the license year, shall compute his annual gross volume of business for such license year upon the gross volume of business transacted by him during the first month of his engaging in business multiplied by the number of months or fractions thereof he engages in business in such license year.

(d) Every person subject to the payment of the tax hereby imposed, who engages in a business temporary, seasonal or itinerant by its nature, shall compute his annual gross volume of business upon the actual gross amount of business transacted by him during such license year.

(e) Every person who shall discontinue business during the license year having paid the mercantile tax for the entire year, upon making proper application to the Treasurer, shall be entitled to receive a refund of a pro rata amount of the tax paid, based upon the period of time he was not in business during the license year.

#### Section 6. Returns.

(a) Every return shall be made upon a form furnished by the Treasurer. Every person making a return shall verify the correctness thereof by affidavit.

(b) Every person subject to the tax imposed by this ordinance, who has commenced his business at least one (1) full year prior to the beginning of the license year, shall, on or before the fifteenth day of March following, file with the Treasurer a return setting forth his name, business and business address, and such other information as may be necessary in arriving at the actual gross amount of business transacted by him during the preceding calendar year and the amount of the tax due.

(c) Every person subject to the tax imposed by this ordinance, who has commenced his business less than one (1) full year prior to the beginning of the license year, shall on or before the fifteenth day of March, following, file with the Treasurer a return setting forth his name, business, business address, and such other information as may be necessary in arriving at the actual gross amount of business transacted by him during his first month of business and the amount of the tax due.

(d) Every person subject to the tax imposed by this ordinance, who commences business subsequent to the beginning of the license year, shall, within forty (40) days from the date of commencing such business, file a return with the Treasurer setting forth his name, business, business address, and such

other information as may be necessary in arriving at the actual gross amount of business transacted by him during his first month of business and the amount of the tax due.

(e) Every person subject to the payment of the tax imposed by this ordinance, who engages in a business, temporary, seasonal or itinerant by its nature, shall, within seven (7) days from the date he completes such business, file a return with the Treasurer setting forth his name, business, business address, and such other information as may be necessary in arriving at the actual gross amount of business transacted by him during such period and the amount of the tax due.

Section 7. Payment. At the time of filing the return the person making the same shall pay the amount of tax shown as due thereon to the Treasurer.

#### Section 8. Powers and Duties of Treasurer.

(a) It shall be the duty of the Treasurer to collect and receive the taxes, fines and penalties imposed by this ordinance. It shall also be his duty to keep a record showing the amount received by him from each person paying the tax and the date of such receipt.

(b) The Treasurer is hereby charged with the administration and enforcement of the provisions of this ordinance, and is hereby empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this ordinance, including provision for the re-examination and correction of returns, and payments alleged or found to be incorrect, or as to which an overpayment is claimed or found to have occurred. Any person aggrieved by any decision of the Treasurer shall have the right to appeal to the County Court of Allegheny County as in other cases provided.

(c) The Treasurer is hereby authorized to examine the books, papers and records of any taxpayer or supposed taxpayer in order to verify the accuracy of any return made, or if no return was made, to ascertain the tax due. Every such taxpayer, or supposed taxpayer is hereby directed and required to give to

the Treasurer the means, facilities and opportunity for such examinations and investigations as are hereby authorized.

(d) No deficiency assessment may be made more than five (5) years after the date on which such taxes should have been paid, except where a fraudulent return or no return has been filed.

#### Section 9. Suit on Collection; Penalty.

(a) The Treasurer may sue for the recovery of taxes due and unpaid under this ordinance. Such suits shall be begun within one (1) year after such taxes have been assessed.

(b) If for any reason the tax is not paid when due, interest at the rate of six per centum (6%) per annum on the amount of said tax, and an additional penalty of one-half of one per centum ( $\frac{1}{2}\%$ ) of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid shall be added and collected. Where suit is brought for the recovery of any such tax, the person liable therefor shall, in addition, be liable for the costs of collection and the interest and penalties herein imposed.

Section 10. Fine and Penalties. Whoever makes any false or untrue statement on his record, or who refuses to permit inspection of the books, records or accounts of any business in his custody or control when the right to make such inspection by the Treasurer is requested, and whoever fails or refuses to file a return required by this ordinance, and whoever fails or refuses to procure a mercantile license when so required under this ordinance, or fails to keep his license conspicuously posted at his place of business as required herein, shall, upon conviction before any Alderman or Magistrate, be sentenced to pay a fine of not more than One Hundred Dollars (\$100.00) for each offense, and in default of payment of said fine to be imprisoned in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days for each offense.

#### Section 11. Saving Clause.

(a) Nothing contained in this ordinance shall be construed to empower the City to levy and collect the taxes hereby imposed on any person, business,

or any portion of any business not within the taxing power of the City under the Constitution of the United States, and the laws and Constitution of the Commonwealth of Pennsylvania.

(b) If the tax, or any portion thereof, imposed upon any person under the provisions of this ordinance, shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the Commonwealth of Pennsylvania, the decision of the Court shall not affect or impair the right to impose the taxes or the validity of the taxes so imposed upon other persons as herein provided.

Section 12. Payment Under Protest; Refunds. The City Treasurer is hereby authorized to accept payment under protest of the amount of mercantile tax claimed by the City in any case where the taxpayer disputes the validity or amount of the City's claim for tax. If it is thereafter judicially determined by a court of competent jurisdiction that the City has been overpaid, the amount of the overpayment shall be refunded to the taxpayer.

Section 13. This ordinance shall become effective January 1, 1959.

Section 14. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 26, 1958.

Approved November 28, 1958.

Ordinance Book 62, Page 295.

## No. 519

**AN ORDINANCE**—Making an additional appropriation of \$100,000.00 to Code Account No. 58, Municipal Pension Fund, for the purpose of providing sufficient funds to meet its obligations for November and December, 1958.

Whereas, A Certificate of Emergency, signed by the Mayor and the City Controller, relating to this matter has been filed with Council; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the additional sum of \$100,000.00 is hereby appropriated to Code Account No. 58, Municipal Pension Fund, for the purpose of providing sufficient funds to meet its obligations for November and December, 1958.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1958.

Approved December 2, 1958.

Ordinance Book 62, Page 299.

## No. 520

**AN ORDINANCE**—Approving a Conditional Use under Section 2801-1-A-(4) of the Zoning Ordinance No. 192, approved May 10, 1958, for a Community Parking Area in an "R2" District abutting a "C3" District west of Murray Avenue, having a frontage of 79.2 feet on the southerly side of Bartlett Street, 14th Ward, City of Pittsburgh, Pennsylvania.

Whereas, The Planning Commission of the City of Pittsburgh has recommended APPROVAL of the application for Conditional Use for a Community Parking Area by the Public Parking Authority of Pittsburgh on Bartlett Street, west of Murray Avenue, 14th Ward, Pittsburgh, Pennsylvania, Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That under the provisions of Section 2801-1-A-(4) of the Zoning Ordinance No. 192, approved May 10, 1958, APPROVAL is hereby granted for the establishment of a Community Parking Area by the Public Parking Authority of Pittsburgh in an "R2" Two-Family Residence District abutting a "C3" Commercial District located on the southerly side of Bartlett Street, 142 feet west of Murray Avenue, having a frontage of 79.2 feet, 14th Ward, City of Pittsburgh, in accordance with appli-

cation for Occupancy Permit dated October 23, 1958, and the Architects and Engineers Site plan drawing 6692-P1 submitted by Public Parking Authority of Pittsburgh which are on file in the office of the Bureau of Building Inspection, Department of Public Safety, and which are incorporated by reference herein.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1958.

Approved December 2, 1958.

Ordinance Book 62, Page 300.

## No. 521

**AN ORDINANCE**—Authorizing a contract or contracts for the cleaning and repairing of the organ at the North Side Carnegie Hall, Carnegie Library, N. S., Pittsburgh, Pa., and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings are hereby authorized and directed to advertise for proposals, award, and enter into a contract or contracts for the cleaning and repairing of the organ at the North Side Carnegie Hall, Carnegie Library, N. S., Pittsburgh, Pa., in accordance with the laws and ordinances governing said City at a cost not to exceed the sum of \$3,000.00 chargeable to and payable from Code Account No. 1365-1, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1958.

Approved December 15, 1958.

Ordinance Book 62, Page 300.

Passeu December 8, 1958.

Approved December 15, 1958.

Ordinance Book 62, Page 307.

## No. 525

**AN ORDINANCE**—Authorizing and directing the Grading, Paving and Curbing of Calistoga Place, from the north line of the Borough of Wilkinsburg to the Jacob Weinman property line 1125 feet northwardly therefrom; and Sonny Street from Square Way to Calistoga Place, including other work incidental thereto, and the construction of storm and sanitary sewers on Calistoga Place and Sonny Street, with sanitary and storm house sewer laterals, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Calistoga Place, from the north line of the Borough of Wilkinsburg to the Jacob Weinman property line 1125 feet northwardly therefrom, and Sonny Street from Square Way to Calistoga Place be graded, paved and curbed, including other work incidental thereto, and the construction of storm and sanitary sewers on Calistoga Place and Sonny Street, with sanitary and storm house sewer laterals, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Calistoga Place, from the north line of the Borough of Wilkinsburg to the Jacob Weinman property line 1125 feet northwardly therefrom; and Sonny Street from Square Way to Calistoga Place, includ-

ing other work incidental thereto, and the construction of storm and sanitary sewers on Calistoga Place and Sonny Street, with sanitary and storm house sewer laterals, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ninety Thousand (\$90,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1958.

Approved December 15, 1958.

Ordinance Book 62, Page 308.

## No. 526

**AN ORDINANCE** — Opening Bruner Street, from Birmingham Way to Laughlin Avenue, at the intersection of Linnview Avenue.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Bruner Street, from Birmingham Way to Laughlin Avenue, at the intersection of Linnview Avenue, be and the same is hereby opened as a public highway as hereinafter described, to-wit:

Beginning at the intersection of the westerly line of Birmingham Way and the southerly line of Bruner Street produced, said intersection being North 9° 00' East 121.44 feet along the westerly line of Birmingham Way, from the

northeasterly line of Laughlin Avenue, 50.00 feet in width; thence extending North 42° 54' 20" West 140.68 feet to a point; thence North 51° 00' West 100.00 feet to the southeasterly line of property now or late of Harry J. Rompala and Dorothy Rompala; thence South 39° 00' West 125.00 feet along the southeasterly line of property of Harry J. Rompala and Dorothy Rompala to the northeasterly line of Laughlin Avenue; thence along the northeasterly line of Laughlin Avenue North 51° 00' West 72.00 feet to the northwesterly line of said property; thence along the northwesterly line of said property North 27° 58' East 152.81 feet to a point on the northeasterly line of said property; thence along the northeasterly line of said property and properties of Francis Honeygosky and Anna Honeygosky, James J. Kirk and Lois M. Kirk, Michael Grhiny, and Donald Grim, South 51° 00' East 314.65 feet to the westerly line of Birmingham Way produced; thence along Birmingham Way and the westerly line thereof produced, South 9° 00' West 51.76 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1958.

Approved December 15, 1958.

Ordinance Book 62, Page 309.

## No. 527

**AN ORDINANCE**—Vacating a portion of Milan Avenue, from the dividing line between Lot No. 75 and Lot No. 76 of the "Pitt Manor Plan of Lots" to the easterly line of the "Milan Manor Plan No. 4."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Milan Avenue, from the dividing line between Lot No. 75 and Lot No. 76 of the "Pitt Manor Plan of Lots" to the easterly line of the "Milan Manor Plan No. 4," be and the same is hereby vacated in conformity with the hereinafter description thereof, to-wit:

Beginning on the northeasterly line of Milan Avenue at a point of compound curve at the dividing line between Lot No. 75 and Lot No. 76 in the "Pitt Manor Plan of Lots," of record in the Recorder's Office of Allegheny County, in Plan Book Volume 39, Pages 40 to 43, inclusive; thence extending northwestwardly by the arc of a circle deflecting to the left having a radius of 144.74 feet, a central angle of 61° 06' and a chord bearing North 61° 20' West for an arc distance of 154.35 feet to a point of tangent; thence by the tangent South 88° 07' West 125.07 feet to the northerly line of Milan Avenue, as widened by Ordinance No. 556, approved October 13, 1939, at the intersection of the easterly line of Milan Manor Plan No. 4, of record in the Recorder's Office of Allegheny County, in Plan Book Volume 50, Page 70; thence along the easterly line of Milan Manor Plan No. 4 North 1° 09' East 35.73 feet to the northerly line of Milan Avenue, as shown on the above mentioned "Pitt Manor Plan of Lots" and "Winroth Plan of Lots," the latter plan being of record in the Recorder's Office of Allegheny County, in Plan Book Volume 63, Pages 93-94; thence along the present northerly line of Milan Avenue South 85° 05' East 162.83 feet to the northwesterly corner of Lot No. 76 of the "Pitt Manor Plan of Lots"; thence along the southwesterly line of Lot No. 76 South 55° 00' East 32.86 feet to a point of curve; thence continuing along the same Southeastwardly by the arc of a circle deflecting to the right having a radius of 225.00 feet, a central angle of 24° 13' for an arc distance of 95.10 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1958.

Approved December 15, 1958.

Ordinance Book 62, Page 309.

## No. 528

**AN ORDINANCE** — Authorizing the Pittsburgh Zoological Society to operate the Children's Zoo in Highland Park.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Pittsburgh Zoological Society is hereby given and granted the privilege, under the supervision and control of the Director of the Department of Parks and Recreation, to operate the Children's Zoo in Highland Park for a period not exceeding 5 years from and after the date of January 26, 1959, subject to cancellation upon 30 days' notice by either party. The Children's Zoo will be open at such times hereafter as the Pittsburgh Zoological Society may deem practical, subject however to the approval of the Director of the Department of Parks and Recreation. The admission fee shall be 15 cents, including tax.

Section 2. The said Pittsburgh Zoological Society shall have charge of the collection of admission fees from the Children's Zoo and all proceeds therefrom shall be collected and received by the Pittsburgh Zoological Society and the proceeds shall be applied towards the operation costs of the Children's Zoo, and any future improvements that might be required in connection with the operation of the Highland Park Zoo.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1958.

Approved December 15, 1958.

Ordinance Book 62, Page 310.

## No. 529

**AN ORDINANCE**—Providing for a contract or contracts for the Installation of Additional Heating Facilities and the General Rehabilitation of the Phipps Conservatory, Schenley Park, and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor, the Director of the Department of Parks and Recreation, the Director of the Department

of Lands and Buildings, and the Director of the Department of Supplies, shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the Installation of Additional Heating Facilities and the General Rehabilitation of the Phipps Conservatory, Schenley Park, in the Department of Parks and Recreation.

The work involved in this improvement will include the general rehabilitation of gutters, valleys, sash, the installation of essential heating facilities, and other work incidental thereto, the life of which improvement will exceed Twenty (20) years, as a part of the 1958 Capital Improvement Program, in accordance with the Laws and Ordinances governing said City in an amount not exceeding \$23,365.00, chargeable to and payable from Bond Fund No. 193.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1958.

Approved December 15, 1958.

Ordinance Book 62, Page 311.

## No. 530

**AN ORDINANCE**—Further amending Ordinance No. 393 approved October 1, 1946, entitled "An Ordinance authorizing the City of Pittsburgh to enter into contracts with banks and trust companies located in and doing business in the City of Pittsburgh, Commonwealth of Pennsylvania, for the deposit of monies of the said City in the banks and trust companies, providing for the deposit of securities to guarantee the monies deposited and the payment of interest on said deposits" by amending Section 6 thereof to change the number of active depositories and by amending Section 9 thereof to change the limitation on active deposit accounts.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Section 6 of Ordinance No. 393 approved October 1, 1946, en-

titled "An Ordinance authorizing the City of Pittsburgh to enter into contracts with banks and trust companies located in and doing business in the City of Pittsburgh, Commonwealth of Pennsylvania, for the deposit of monies of the said City in the banks and trust companies, providing for the deposit of securities to guarantee the monies deposited and the payment of interest on said deposits" be and the same is hereby amended to read as follows:

Section 6. The Mayor and Treasurer shall submit the proposals by the banks to the Council with their recommendations. The Council shall accept such of the proposals as in its judgment are most advantageous to the City and shall designate to the Mayor and Treasurer the active and inactive depositories for each ensuing year, specifying three (3) banks which shall be active depositories for general fund accounts and one (1) bank which shall be the active depository for bond fund accounts and such banks as Council shall deem necessary as active depositories for special trust fund accounts.

Section 2. Section 9 of the said Ordinance No. 393, approved October 1, 1946, is hereby amended to read as follows:

Section 9. Each active depository shall have a capital and surplus of at least One Million Dollars (\$1,000,000). The active deposits in a general fund account or in a bond fund account in each bank selected as an active depository, except the City of Pittsburgh payroll account, shall not at any time exceed Two Million Dollars (\$2,000,000) for any such class of account or as near that amount as is practicable provided, however, that in times of exceptionally large receipts the Treasurer shall be and he is hereby authorized and directed to deposit in any of the active depositories monies in excess of Two Million Dollars (\$2,000,000), in a general fund account or a bond fund account for a period not to exceed ten (10) days. The funds on deposit as general funds in the banks selected as active depositories, except the City of Pittsburgh payroll account, shall be divided among the banks as nearly equally as possible except in respect to deposits in excess of Two Million Dollars (\$2,000,000) in times of exceptional receipts as herein provided for.

The remainder of the City monies shall be deposited and kept in the inactive depositories. The active depositories may act as inactive depositories provided that the total deposits in any of the banks shall never at any one time be in excess of twenty-five per centum (25%) of its capital and surplus as shown by the last statement filed by the bank with the Treasurer. The City shall have the right to increase or reduce its deposits from time to time, within the limitations herein provided for.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 311.

## No. 531

**AN ORDINANCE**—Relating to the parking, loading and unloading of vehicles on the streets of the City of Pittsburgh and providing penalties for violations thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. For the purposes of this ordinance, the definitions and provisions set forth in Ordinance No. 106, entitled, "An Ordinance—Regulating traffic upon the highways and parks of the City of Pittsburgh and providing the procedure and penalties for, and in connection with, violations thereof," approved April 8, 1932, as amended, shall have the meaning and effect prescribed in said ordinance, except as the same is specifically modified and altered by the provisions of this ordinance.

Section 2. On and after the effective date of this ordinance, it shall be unlawful for any person to so operate, park, load or unload a vehicle upon any street within the City of Pittsburgh so as to violate the following regulations:

- A. No vehicle shall be parked where absolutely prohibited in a Business District or Central Business District.



- B. No vehicle shall be parked overtime in a limited time parking zone within a Business District or Central Business District.
- C. No vehicle shall be parked where absolutely prohibited in a district which is not a Business District or a Central Business District.
- D. No vehicle shall be parked overtime in a limited or restricted time zone in any area not being a Business District or Central Business District.
- E. No vehicle shall be parked overtime in a Parking Meter Zone.
- F. No person shall park a vehicle, or permit it to stand whether attended or unattended, upon a highway in any of the following places:
1. Within an intersection.
  2. On a cross-walk.
  3. Between a safety zone and the adjacent curb, or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless local officials shall indicate a different length by signs or markings.
  4. Within twenty-five (25) feet from the intersection of curb lines, or, if none, then within fifteen (15) feet of the intersection of property lines at an intersection of highways.
  5. Within thirty (30) feet upon the approach to any official flashing signal, stop sign, or traffic signal located at the side of the roadway.
  6. Within fifteen (15) feet of the driveway entrance to any fire station.
  7. Within fifteen (15) feet of a fire hydrant.
  8. On a sidewalk.
  9. In front of a private driveway, or alongside any street or highway excavation or obstruction, nor opposite the same, unless a clear and unobstructed width of not less than twenty (20) feet upon the main traveled portion of the said street or highway shall be left free for passage of other vehicles thereon.
  10. On the roadway side of any vehicle stopped or parked at the curb or edge of the highway.
  11. At any place where official signs have been erected prohibiting standing and parking.
  12. Within fifty (50) feet of the nearest rail of a steam or interurban railway crossing.
  13. Where such stopped or parked vehicle would prevent the free movement of a street car.
  14. Except when necessary in obedience to traffic regulations or traffic signs or signals or where angle parking is permitted, the operator of a vehicle shall not stop, stand, or park such vehicle on the highway within a business or residence district other than parallel with the edge of the highway, headed in the direction of traffic, and with the curb side of the vehicle within six (6) inches of the edge of the highway or curb. Vehicles, which because of type or construction cannot load or unload parallel to the curb, shall be exempt, while loading or unloading only, from the requirements of standing parallel to the curb.
- G. No vehicle shall be parked, except by a physician or an emergency call, on any highway of the City of Pittsburgh for a period of time longer than sixty (60) minutes between the hours of 2:00 A. M. and 6:00 A. M.
- H. No vehicle shall be loaded or unloaded beyond the time permitted for loading or unloading on any street within the City of Pittsburgh.
- I. No commercial vehicle shall be parked in any area of the City for a longer period of time than two hours, between the hours of 7:00 P. M. and 7:00 A. M. of the following morning; provided, however, that this provision shall not apply to the loading or unloading of commercial vehicles, as otherwise provided by law.
- Section 3. Any person violating the provisions of Section 2, subsection G, shall, upon summary conviction before a magistrate or alderman, be sentenced to pay a fine of \$2.00, and, in default of such fine and costs, shall be sentenced

to undergo imprisonment in the Allegheny County Jail for not more than one (1) day.

Section 4. Any person violating the provisions of Section 2, subsection D, shall, upon summary conviction before a magistrate or alderman, be sentenced to pay a fine of \$3.00, and, in default of such fine and costs, shall be sentenced to undergo imprisonment in the Allegheny County Jail for not more than one (1) day.

Section 5. Any person violating the provisions of Section 2, subsections B, C and E, shall, upon summary conviction before a magistrate or alderman, be sentenced to pay a fine of \$5.00, and, in default of such fine and costs, be sentenced to undergo imprisonment in the Allegheny County Jail for not more than three (3) days.

Section 6. Any person violating the provisions of Section 2, subsection F, shall, upon summary conviction before a magistrate or alderman, be sentenced to pay a fine of \$5.00 for the first offense, and \$10.00 for the second and any subsequent offense, and in default of such fine and costs shall be sentenced to undergo imprisonment in the Allegheny County Jail for the first offense of three (3) days, and for the second and subsequent offenses of five (5) days.

Section 7. Any person violating the provisions of Section 2, subsections A and I, shall upon summary conviction before a magistrate or alderman, be sentenced to pay a fine of \$10.00, and, in default of such fine and costs, shall be sentenced to undergo imprisonment in the Allegheny County Jail for not more than five (5) days.

Section 8. Any person violating the provisions of Section 2, subsection H, shall, upon summary conviction before a magistrate or alderman, be sentenced to pay a fine of \$15.00 for the first offense, \$25.00 for the second offense, and \$50.00 for the third and subsequent offense, and, in default of such fine and costs, shall be sentenced to undergo imprisonment in the Allegheny County Jail for not more than five (5) days on the first offense, not more than fifteen (15) days on the second offense, and not more than thirty (30) days on the third and subsequent offenses.

Section 9. The intent of this ordinance is to define and fix fines more specifically for offenses prescribed under existing ordinances of the City of Pittsburgh, or under this Ordinance, where the same is permitted to be enforced by local authorities.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 313.

## No. 532

**AN ORDINANCE**—Granting unto the A. M. Byers Company, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a 12" diameter sewer along South Sixth Street, and a 21" diameter sewer along South Eighth Street, 17th Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That A. M. Byers Company, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use at its own cost and expense, a 12" diameter sewer along South Sixth Street, and a 21" diameter sewer along South Eighth Street, 17th Ward, Pittsburgh, Pennsylvania. The center line of the 12" and 21" diameter sewers shall be bounded and described as follows:

Being the center line of a proposed 12" sewer on South Sixth Street situated in the City of Pittsburgh, 17th Ward.

Beginning at a point on South Sixth Street, said point being the following courses and distances from the most northeasterly corner of South Sixth Street and Bingham Street; beginning at the southeasterly corner of South Sixth Street and Bingham Street along the easterly line of South Sixth Street N 0° 02' W a distance of 497.75 feet to a point thence S 89° 58' W a distance

of 2 and 00/100 (2.00) feet to a point of the beginning of said center line of the 12" sewer on South Sixth Street; thence from the place of beginning along the center line of the proposed 12" pipe N 17° 00' W a distance of 2 and 25/100 (2.25) feet to a point which is the intersection of the A. M. Byers' property line.

Being the center line of a proposed 21" sewer on South Eighth Street situated in the City of Pittsburgh, 17th Ward.

Beginning at a point on South Eighth Street, said point being the following courses and distances from the northwesterly corner of Bingham Street and South Eighth Street; beginning at the northwesterly corner of Bingham and South Eighth Street; thence along the westerly line of South Eighth Street N 0° 22' E a distance of sixty-seven and 40/100 (67.40) feet to a point, thence S 89° 38' W a distance of 6 and 00/100 (6.00) feet to the point of the beginning of said center line of the 21" sewer on South Eighth Street; thence from the place of beginning along the center line of the proposed 21" pipe on South Eighth Street N 0° 22' E a distance of 224 and 70/100 (224.70) feet to a point, thence N 12° 38' W a distance of 26 and 00/100 (26.00) feet to a point, said point being the intersection of the property line of the A. M. Byers Company.

The said sewers shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-824 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said sewers, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans in triplicate, showing the location and all details for the said construction, said plans and said construction shall be subject to the approval and supervision of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any

general ordinances which have been or may be hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months' written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said A. M. Byers Company, its successors or assigns, to that effect, and that the said Grantee shall when so notified at the expiration of the said six (6) months forthwith remove said construction and replace the streets to their original condition, at its own cost and expense.

Section 6. The said Grantee assumes all liability, if any, of the City of Pittsburgh, arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its approval the said A. M. Byers Company, its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the A. M. Byers Company, its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 315.

## No. 533

**AN ORDINANCE** — Appropriating and setting aside the sum of \$15,000.00 in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of Engineering Expenses.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of \$15,000.00, or so much as may be necessary, is here by appropriated and set aside in Bond Fund 193-401, Department of Parks and Recreation, from Bond Fund 193-1958, for the payment of the cost of Engineering Expenses.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 317.

## No. 534

**AN ORDINANCE**—Transferring the sum of One Million Seven Hundred Thousand (\$1,700,000.00) Dollars from the City of Pittsburgh Water Fund to the General Fund of the City.

Whereas, Section 4 of Ordinance No. 350, approved October 21, 1954, as amended by Ordinance No. 5, approved January 15, 1955, provides that there shall be paid, annually, to the General Fund from the net operating income earned from the operation of the City's water system an amount equal to five and one half (5½%) percent of the value of the City's water works; and

Whereas, Gross operating revenues and operating expenses as of the end of De-

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cember, 1958, indicate that the operating income of the City's Water System for the year 1958 will exceed One Million Seven Hundred Thousand Dollars (\$1,700,000.00); Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of One Million Seven Hundred Thousand (\$1,700,000.00) Dollars from the City of Pittsburgh Water Fund to the General Fund of the City.

Section 2. Any additional amount due from the City of Pittsburgh Water Fund to the General Fund shall be transferred after the full amount of the 1958 net operating income of the City's water system has been determined.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 317.

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## No. 535

**AN ORDINANCE**—Authorizing the purchase of cast iron water pipe lines and fittings together with all the necessary valves, valve boxes, castings, fire hydrants, etc., as constructed in Ridgemont Drive from Springfield Street to center of lot No. 84 as laid out in the Ridgemont Addition No. 5 Plan of Lots, situated in the 20th Ward of the City of Pittsburgh, from Ballon and Vetter Builders, Inc., and providing for the payment of the cost thereof.

Whereas, A. Parente and Sons Company, contractors for the Ballon and Vetter Builders, Inc., has constructed these cast iron water pipe lines and appurtenances in Ridgemont Drive from Springfield Street to the center of lot No. 84 as shown in the recorded plan, consisting of 1,545 feet of six (6) inch cast iron water pipe lines and fittings, together with all the necessary valves, valve boxes, castings, fire hydrants, etc..

to service twenty-seven (27) dwellings, all of which have been occupied since September, 1957.

Whereas, these cast iron water pipe lines and appurtenances will have a useful life in excess of twenty (20) years, and they have been constructed under the supervision and inspection of the Water Department and comply with all the Standards and Specifications of the City of Pittsburgh. These cast iron water pipe lines will constitute a proper addition to the water distribution system of the City of Pittsburgh.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Water be authorized to purchase the existing cast iron water pipe lines and appurtenances in Ridgemont Drive from Springfield Street to the center of lot No. 84 as shown on the recorded plan, situate in the Twentieth (20th) Ward and consisting of 1,545 feet of six (6) inch cast iron water pipe and fittings, together with all the necessary valves, valve boxes, castings, fire hydrants, etc., from Ballou and Vetter Builders, Inc., for the sum of \$11,185.00.

That upon receipt of a bill of sale conveying said cast iron water pipe and appurtenances in a form approved by the City Solicitor, that the Mayor be authorized to issue and the Controller to countersign a warrant in favor of Ballou and Vetter Builders, Inc., in the amount of eleven thousand, one hundred and eighty-five (\$11,185.00) dollars in payment thereof and charged to Code Account No. 1707.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 318.

## No. 536

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of

Spiniello Construction Company for \$3,623.65, in payment for extra work performed on the contract for Rehabilitation and Reconditioning the 36" cast iron supply main originating at Baker Street, adjacent the Highland Park vicinity, to Liberty Avenue and Smithfield Street, downtown, and appurtenances; Cleaning and cement mortar lining and appurtenances, Department of Water No. 1455, Controller's Register No. 14790, for the benefit of the City, without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Spiniello Construction Company for \$3,623.65, in payment for extra work performed on the contract for Rehabilitation and Reconditioning the 36" Cast Iron Supply Main, originating at Baker Street, adjacent the Highland Park Vicinity, to Liberty Avenue and Smithfield Street, downtown, and appurtenances; Cleaning and Cement Mortar Lining and Appurtenances; Department of Water No. 1455, Controller's Register No. 14790, for the benefit of the City without previous authority of law, and charge to Code Account No. 1707, Rehabilitation and Reconditioning of Water System.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 319.

## No. 537

**AN ORDINANCE**—Amending a portion of Section 1, of Ordinance No. 346, approved August 20, 1958, entitled "An Ordinance providing for a contract or contracts for the Rehabilitation of the Ballfield and Surrounding Area and the Demolition of the former Swimming Pool and Bandstand, all at Olympia Park, in the Department of Parks and Recreation and for the cost thereof."

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That a portion of Section 1, of Ordinance No. 346, approved August 20, 1958, entitled "An Ordinance providing for a contract or contracts for the Rehabilitation of the Ballfield and Surrounding Area and the Demolition of the former Swimming Pool and the Bandstand, all at Olympia Park, in the Department of Parks and Recreation and for the cost thereof," which reads:

In the amount not exceeding  
\$16,000.00

Shall be, and the same is hereby amended to read:

In the amount not exceeding  
\$22,000.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 319.

## No. 538

**AN ORDINANCE**—Approving a Conditional Use under Section 2801-1-A-(21) of the Zoning Ordinance No. 192, approved May 10, 1958, for erection of a new one-story school for handicapped children in an "R1" District, at the northerly end of LaMoine Street, 19th Ward, City of Pittsburgh, Pennsylvania.

Whereas, the Planning Commission of the City of Pittsburgh has recommended APPROVAL of the application for Conditional Use for the erection of a new One-Story School for Handicapped Children at the northerly end of LaMoine Street, 19th Ward, City of Pittsburgh, Pennsylvania; Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That under the provisions Ordinance No. 192, approved May 10, of Section 2801-1-A-(21) of the Zoning

1958, APPROVAL is hereby granted for erection of a new one-story school for handicapped children at the northerly end of LaMoine Street, in accordance with the Application for Occupancy Permit dated November 4, 1958, and the Site Development Plan SP1, dated October 27, 1958, submitted by The Board of Public Education, which are on file in the office of the Bureau of Building Inspection, Department of Public Safety, and which are incorporated by reference herein.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 320.

## No. 539

**AN ORDINANCE**—Providing for a contract or contracts for the reconstruction of a sewer on Ellsworth Avenue at Shadyside Lane and near this location the construction of additional drainage structures on Morewood Avenue and Amberson Place, 7th Ward, including all other work in connection with the drainage served by this sewer and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the reconstruction of a sewer on Ellsworth Avenue at Shadyside Lane and near this location the construction of additional drainage structures on Morewood Avenue and Amberson Place, 7th Ward, including all other work in connection with the drainage served by this sewer and in accordance with the laws and Ordinances governing said City, in an amount not exceeding the sum of Nine Thousand, Nine Hundred and Fifty (\$9,950.00) Dollars, which amount is chargeable to and pay-



able from Code Account 1540, Repair Schedule, Sewers.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 320.

## No. 540

**AN ORDINANCE**—Re-establishing the grade of Mentor Way, from the south line of Fort Duquesne Boulevard to a point 125.0 feet southwardly therefrom.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the grade of the center line of Mentor Way, from the south line of Fort Duquesne Boulevard to a point 125.0 feet southwardly therefrom, be and the same is hereby re-established as follows, to-wit:

Beginning at the south line of Fort Duquesne Boulevard at an elevation of 731.52 feet; thence falling at the rate of 0.182% for a distance of 22.0 feet to an elevation of 731.48 feet; thence falling at the rate of 0.107% for a distance of 28.0 feet to an elevation of 731.45 feet; thence rising at the rate of 1.143% for a distance of 14.0 feet to an elevation of 731.61 feet; thence rising at the rate of 0.083% for a distance of 24.0 feet to an elevation of 731.63 feet; thence rising at the rate of 0.459% for a distance of 37.0 feet to an elevation of 731.80 feet at a point 125.0 feet southwardly from the south line of Fort Duquesne Boulevard.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 321.

## No. 541

**AN ORDINANCE**—Vacating Loughrey Street, from Northumberland Street to Gladstone Road, and divesting the City of any right, title, or interest in said Loughrey Street.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Loughrey Street, from Northumberland Street to Gladstone Road, as laid out in the unrecorded "Plan of Subdivision of the Estate of D. H. Fralich," made December, 1875, by James S. Devlin, Surveyor, be and the same is hereby vacated, and any right, title, or interest of the City of Pittsburgh in said Loughrey Street is hereby divested. Loughrey Street is further described as being located adjacent to Lot No. 9 in said Plan..

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 321.

## No. 542

**AN ORDINANCE** — Vacating Stroble Street from Manchester Avenue (inadvertently called Galveston Avenue in the petition) to Stengel Street and Stengel Street from Reedsdale Street (inadvertently called Reedsdale Avenue in the petition) to Shore Avenue and providing certain terms and conditions.

Whereas, it appears by the petitions and affidavits on file in the office of the City Clerk that The May Department Stores Company, owner of all the property fronting or abutting on Stroble Street from Manchester Avenue (inadvertently called Galveston Avenue) to Stengel Street and Stengel Street from Reedsdale Street (inadvertently called Reedsdale Avenue in the petition) to Shore Avenue, has petitioned the Coun-

all of the City of Pittsburgh to enact an Ordinance for the vacation of the same; Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Stroble Street from Manchester Avenue (inadvertently called Galveston Avenue in the petition) to Stengel Street and Stengel Street from Reedsdale Street (inadvertently called Reedsdale Avenue in the petition) to Shore Avenue, be and the same are hereby vacated.

Section 2. The May Department Stores Company for itself, its successors and assigns, agrees to close to vehicular traffic the vacated Stroble Street at Manchester Avenue and Stengel Street at Reedsdale Street and Shore Avenue by the construction of curbs and sidewalks across the above intersections, all work to be done under the supervision and to the satisfaction of the Director of the Department of Public Works.

Section 3. This Ordinance, however, shall not take effect or be of any force or validity unless The May Department Stores Company, owner of all the property fronting or abutting on Stroble Street from Manchester Avenue (inadvertently called Galveston Avenue) to Stengel Street and Stengel Street from Reedsdale Street (inadvertently called Reedsdale Avenue in the petition) to Shore Avenue, shall, within thirty (30) days after the approval of this Ordinance, pay into the treasury of the City of Pittsburgh the sum of \$6,030.50 for the use of the City of Pittsburgh.

Section 4. The May Department Stores Company for itself, its successors and assigns, agrees within sixty (60) days from the passage and final approval of this Ordinance to file with the City Controller an acceptance of the terms and conditions hereof, said acceptance being executed by the proper officer of said Company and upon failure to file such acceptance within sixty (60) days from the passage and final approval of this Ordinance, the same shall be void and of no effect.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 321.

## No. 543

**AN ORDINANCE**—Vacating Hopeland Way (formerly Hemlock Way—formerly Abbot Way), from Spencer Avenue to Kirk Avenue.

Whereas, It appears by the petition and affidavit on file in the Office of the City Clerk that all the owners of property fronting or abutting on the lines of Hopeland Way (formerly Hemlock Way—formerly Abbot Way), from Spencer Avenue to Kirk Avenue, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Hopeland Way (formerly Hemlock Way—formerly Abbot Way), from Spencer Avenue to Kirk Avenue, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1958.

Approved December 18, 1958.

Ordinance Book 62, Page 322.

## No. 544

**AN ORDINANCE**—Transferring the sum of \$200.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1001, Salaries, Regular Employees, Council.

Whereas, A certificate of emergency signed by the Mayor and the City Controller relating to this matter has been filed with Council; Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$200.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1001, Salaries, Regular Employees, Council.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, beand the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 323.

## No. 545

**AN ORDINANCE**—Authorizing the issuance of warrants in favor of M. R. Darlington for \$21.67 George C. Lowe for \$26.76, Dalibor Kralovec for \$64.33, Judge Macelwane for \$65.90, Major Charles A. Speed for \$121.86 in payment for traveling expenses incurred by their participation in the Thirteenth Mayor's Highway Safety Conference.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized to issue, and the City Controller to countersign warrants in favor of the following, in payment for travelling expenses incurred by participation in the Thirteenth Mayor's Highway Safety Conference, and to charge the same to Code Account No. 1415. Adult Traffic Education:

M. R. Darlington	-----\$ 21.67
George C. Lowe	----- 26.76
Dalibor Kralovec	----- 64.33
Judge Macelwane	----- 65.90
Major Charles A. Speed	--- 121.86

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, beand the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 323.

## No. 546

**AN ORDINANCE**—Authorizing the issuance of warrants in favor of the following:

Name of Company	Commodity	Amount
Walter E. Bisler—Belts, Sewer		
Cleaning Equipment	-----	\$ 19.53
Steel City Tool and Machinery Co.,		
Carbide tipped cutters, Water		
Department	-----	278.00
Carlini Brothers Co.—Cleaning		
Robert Burns Memorial	-----	475.00
Carlini Brothers Co.—Cleaning		
Stephen Foster Memorial	-----	450.00
Pickwick Press—Additional Work		
on Order 5096	-----	215.00

without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

Walter E. Bisler, in the sum of \$19.53 for belts for Sewer Cleaning Equipment, Department of Public Works, Bureau of Bridges, Highways and Sewers, payable from Code Account 1641;

Steel City Tool and Machinery Company, Chicago, Illinois, in the sum of \$278 for two carbide tipped cutters, Department of Water, payable from Code Account No. 1707;

Carlini Brothers Co., in the amount of \$475. for cleaning the Robert Burns Memorial, Schenley Park, Department of Parks and Recreation, payable from Code Account 1807;

Carlini Brothers Co., in the amount of \$450 for cleaning the Stephen Foster Memorial, Schenley Park, Department of Parks and Recreation, payable from Code Account 1807;

Pickwick Press, in the amount of \$215 for additional work on Order No. 5096, Department of City Planning, payable from Code Account No. 1104.

All purchases mentioned herein were made and services rendered without previous authority of law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 323.

## No. 547

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Public Works to execute four tri-party long-term agreements by and among City of Pittsburgh, Allegheny County Sanitary Authority and Copper Range Company (C. G. Hussey & Company Division), American Chain & Cable Company, Harbison-Walker Refractories Company and McGraw-Edison Company for sewage and industrial waste treatment and disposal service by the Sewage Disposal System that will serve the City of Pittsburgh, and providing charges therefor.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to execute and deliver, for and in behalf of the City of Pittsburgh, four tri-party agreements with the Allegheny County Sanitary Authority and Copper Range Company (C. G. Hussey & Company Division), American Chain & Cable Company, Harbison-Walker Refractories Company and McGraw-Edison Company for sewage and industrial waste treatment and disposal service by the Sewage Disposal System that will serve the City of Pittsburgh, and providing charges therefor, such agreement to be similar to the agreements executed with a number of other corporations, the text of which is set forth in Ordinance No. 355, approved July 27, 1951, with such changes as shall be approved by the parties thereto, such approval to be conclusively evidenced by the execution of the agreement.

Section 2. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 324.

## No. 548

**AN ORDINANCE**—Fixing the width and position of the sidewalks and roadway of Cornwall Street from North Aiken Avenue to Fannel Street, and re-establishing the grade thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the width and position of the sidewalks and roadway of Cornwall Street, from North Aiken Avenue to Fannel Street, and the grade of the center line of the roadway thereof, shall be and the same are hereby fixed and re-established as follows, to-wit:

The southerly sidewalk shall have a uniform width of 5.0 feet, contiguous to the south street line.

The northerly sidewalk shall have a uniform width of 11.0 feet, contiguous to the north street line.

The roadway shall have a uniform width of 24.0 feet, lying between the sidewalks as above described.

The grade of the center line of the roadway as above described, shall be and the same is hereby re-established as follows, to-wit:

Beginning at the west 14-foot curb line of North Aiken Avenue at an elevation of 1099.46 feet; thence rising by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 1103.60 feet; thence rising at the rate of 18.2% for a distance of 144.0 feet to a point of curve to an elevation of 1129.81 feet; thence rising by a convex parabolic curve for a distance of 90.0 feet to a point of tangent to an elevation of 1141.74 feet; thence rising at the rate of 8.3% for a distance of 180.0 feet to a point of curve to an elevation of 1156.68 feet; thence

rising by a convex parabolic curve for a distance of 80.0 feet to a point of tangent at the west line of Fannel Street to an elevation of 1161.60 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 324.

## No. 549

**AN ORDINANCE**—Levying and assessing taxes upon all real property subject to taxation within the limits of the City of Pittsburgh, and water rents, for the fiscal year beginning January 1, 1959, and ending December 31, 1959.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That for the purpose of providing revenue for the payment of ordinary current expenses of said City, for the payment of interest on the funded and floating indebtedness of said City and of constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, for the payment of the amounts required to be paid to the several sinking funds for the retirement at maturity of the outstanding indebtedness of said City and of the constituent units constituting the pre-

ent City of Pittsburgh, created prior to their annexation to or consolidation with said City, due or to become due during the fiscal year beginning January 1, 1959, and ending December 31, 1959, and for the payment of other liabilities of said City due or to become due during the fiscal year beginning January 1, 1959 and ending December 31, 1959, the following taxes shall be and the same are hereby levied and assessed upon all real property taxable for state, county and city purposes within the limits of said City, viz.: Thirty-seven (37) Mills upon each Dollar or Three Dollars and Seventy Cents (\$3.70) upon each One Hundred Dollars (\$100.00) of the assessed valuation of land, and Eighteen and one-half (18½) Mills upon each Dollar or One Dollar and Eighty-five (\$1.85) upon each One Hundred Dollars (\$100.00) of the assessed valuation of all buildings.

Section 2. The Board of Water Assessors shall assess Water Rents for the period from January 1, 1959 to December 31, 1959, inclusive.

### FOR EACH FAMILY USING FOR DOMESTIC PURPOSES

One Room .....	\$ 5.06
Each additional room except bathrooms .....	3.37
For each premise using for domestic purposes in addition to the above:	
Sinks, slop sinks .....	each 2.54
Spigots not otherwise specified .....	each 2.54
Set washstands, one in bathroom .....	Free
Set washstands, self-closing .....	each 3.37
Set washstands other than self-closing .....	each 6.73
Tubs, each compartment .....	each 1.68
Bath, Tubs .....	each 6.73
Bath, Shower .....	each 16.83
Water closets, self-closing .....	each 10.10
Water closets, other than self-closing .....	each 13.46
Water closets, constant flow, 1/8 inch orifice .....	each 117.81
Metered rates	
Water closets, constant flow, 1/4 inch orifice .....	each 185.13
Metered rates	
Water closets, constant flow, with orifice larger than 1/4 inch not allowed	
Water closets, outside .....	each 10.10
Metered rates	
Urinals, self-closing .....	each 5.06
Urinals, other than self-closing .....	each 10.10

Urinals, constant flow, 1/8 inch orifice -----	each	117.81
Urinals, constant flow, 1/4 inch orifice -----	each	185.13
Urinals, constant flow, with orifice larger than 1/4 inch not allowed		
Wash pave or other house attachments 1/2 inch or 3/4 inch		
(no hose connections larger than 3/4 inch allowed) -----	each	16.83
Lawn Sprinklers -----	each	50.49
Hydrants, upright on public street or alley -----	each	33.66
Hydrants, self-closing per family using -----	each	1.69
Hydrants, other than self-closing per family using -----	each	6.73
Steam or water boilers for heating ten rooms or under -----		6.73
Additional for each room above ten -----		.67
Water motors for washing purposes, in houses of 1 to 4 rooms -----	each	11.79
Vacuum Cleaners, in houses of 1 to 4 rooms -----		11.79
Water motors, for washing purposes, in houses of 5 to 7 rooms -----	each	20.20
Vacuum Cleaners, in houses of 5 to 7 rooms -----		20.20
Water motors, for washing purposes in houses of 8 to 10 rooms -----	each	40.39
Vacuum cleaners, in houses of 8 to 10 rooms -----	each	40.39
Water motors, for washing purposes, in houses of 11 to 13 rooms -----	each	50.49
Vacuum cleaners, in houses of 11 to 13 rooms -----	each	50.49
Water motors for washing purposes, in houses of 14 rooms and upwards -----	each	67.32
Vacuum cleaners, in houses of 14 rooms and upwards -----	each	67.32
Water motors for other purposes supplied only at meter rates.		
Motor washers shall be assessed as long as they remain on the premises.		

#### BOARDING AND ROOMING HOUSES

In addition to the foregoing rates for domestic purposes:		
Boarders and roomers, not exceeding five -----		6.73
Boarders and roomers, not exceeding ten -----		16.83
Boarders and roomers, not exceeding twenty-five -----		33.66
Boarders and roomers, each additional twenty-five -----		16.83

#### HOTELS, RESTAURANTS, ETC.

Hotels of not more than twenty-five rooms -----	per room	4.22
Hotels of more than twenty-five rooms -----	per room	4.22
Bar including water fixtures -----	Metered rates	100.98
	each	
	Metered rates	168.30
Kitchen, according to the number of draw cocks -----	each	21.89
Sinks, slop sinks -----	each	10.10
Set washstands, cold, self-closing -----	each	15.16
Set washstands, hot and cold self-closing -----	each	23.56
Set washstands, other than self-closing -----	each	23.56
Baths, private, for the use of guests -----	each	42.09
Baths, public -----	each	50.49
Baths, shower -----	each	18.52
Water closets, self-closing -----	each	30.29
Water closets, other than self-closing -----	each	117.81
Water closets, constant flow, 1&8 inch orifice -----	Metered rates	185.13
	each	
Water closets constant flow, 1/4 inch orifice -----	Metered rates	
	each	
Water closets, constant flow, with orifice larger than 1/4 inch not allowed.	each	16.83
Urinals, self-closing -----	each	23.56
Urinals, other than self-closing -----	each	117.81
Urinals, constant flow, 1/8 inch orifice -----	Metered rates	185.13
	each	
Urinals, constant flow, 1/4 inch orifice -----	Metered rates	
	each	
Urinals, constant flow, with orifice larger than 1/4 inch not allowed.		1.69
Laundries attached to hotels, (per room in hotel -----		2.54
Steam or water boilers for heating, for each room from 1 to 10 -----		

Additional for each room above 10 .....	1.69
Steam boilers for power purposes, per each H. P. ....	11.79
Gas engines, with circulating tanks, per each H. P. ....	Metered rates
Gas engines, without circulating tanks, per each H. P. ....	5.06
Water for either cooling or flushing purposes supplied only at metered rates.	
Elevator, hydraulic, according to capacity, each .....	\$336.60 to 5,049.00
Hydrants, upright for watering horses .....	each 67.32
Wash pave .....	each 10.10
Hose, 5/8 inch or 3/4 inch .....	each 25.26
Hose, larger than 3/4 inch .....	each 67.32
Motor washers for washing, etc. ....	Metered rates
Spigots for ordinary purposes not enumerated .....	each 134.64
Restaurants and eating houses in addition to above rates for hotels	
restaurants, etc. ....	Metered rates
Guests, not exceeding 100 daily .....	26.93
Guests, not exceeding 200 daily .....	Metered rates
Guests, not exceeding 500 daily .....	33.66
Guests, not exceeding 1,000 daily .....	Metered rates
	67.32
	100.98
	Metered rates
	168.30
	Metered rates

#### WORKSHOPS, STORES, OFFICES, AMUSEMENT PLACES, ETC.

Stores of any character, amusement places, meeting places except regular meeting places of religious renominations, first floor, per 100 square feet	3.37
All additional floors contained in the same buildings and occupied by one tenant per 100 square feet .....	3.37
Offices .....	each room 6.73
Office buildings, exceeding 25 rooms, shall be supplied at meter rates only.	
Warehouses with water service on premises, per floor .....	33.66
Warehouses without water on premises .....	Metered rates
	33.66
A warehouse is here defined as a building used solely and entirely for the storage of goods.	
In addition to the rates enumerated above:	
Sleeping rooms, with stationary washstand .....	each 13.46
Sleeping rooms, without stationary washstand .....	each 10.10
Set washstands, self-closing .....	each 5.06
Set washstands, other than self-closing .....	each 6.73
Shower Baths .....	each 33.66
Water closets, self-closing .....	each 10.10
Water closets, other than self-closing .....	each 16.83
Water closets, constant flow, 1/8 inch orifice .....	each 117.81
	Metered rates
Water closets, constant flow, 1/4 inch orifice .....	each 185.13
	Metered rates
Water closets, constant flow, with orifice larger than 1/4 inch not allowed.	
Urinals, self-closing .....	each 6.73
Urinals, other than self-closing .....	each 13.46
Urinals, constant flow, 1/8 inch orifice .....	each 117.81
	Metered rates
Urinals, constant flow, 1/4 inch orifice .....	each 185.13
	Metered rates
Urinals, constant flow, with orifice larger than 1/4 inch not allowed.	

Fixtures and water uses not enumerated under this heading shall be assessed under the heading "Hotels, Restaurants, etc."

Breweries, capacity 10,000 bbls. or less per annum	per bbl.	.11
	Metered rates	
Breweries, capacity 10,000 to 30,000 bbls. per annum	per bbl.	.10
	Metered rates	
Breweries, capacity 30,000 bbls. or more per annum	per bbl.	.07
	Metered rates	
Billiard tables, from one to three tables	each	3.37
Additional tables	each	1.69
Bowling Alleys, from one to three alleys	each alley	3.37
Additional Alleys	each	1.69
Barber shops, no additional charge for stationary wash stands	each chair	25.26
Blacksmith forges, one or two fires	each fire	20.20
Blacksmith forges, additional fires	each additional fire	13.46
Brick yards, summer yards, per gang of six men	each gang	50.49
Brick yards, using machinery on all brick made	per 1000	.11
	metered rates	
Bakeries, per bbl. of flour used	per bbl.	.19
Dye establishments, per tub or machine	each	33.66
Laundries, per washing machine	each	168.30
	Metered rates	
All establishments doing a laundry business for a profit not using wash-		
inch machines		168.30
Photograph or blueprint galleries, per bath	each	50.49
Slaughter houses, per head dressed	each	.34
	Metered rates	
Hydraulic elevators, according to capacity	from \$336.60 to \$5,049.00	
	Metered rates	
Bottling houses	Metered rates	
Malting houses	Metered rates	
Natatoriums	Metered rates	
Refrigerating plants, large or small shall be	Metered rates	
If not metered the rate per ton		\$100.98
Air Conditioning plants, large or small, shall be	Metered rates	
If not metered the rate per ton		\$100.98

#### PUBLIC BUILDINGS OTHER THAN SCHOOL BUILDINGS

Steam or water boilers for heating 1 to 10 h. p.	per h. p.	\$ 3.37
Additional for each h. p. over 10 h. p.		6.73
Wash pave	each	16.83
Fixtures or water uses not enumerated under this heading shall be assessed under the heading of "Hotels, Restaurants, Etc."		

#### SCHOOL BUILDINGS

Rooms		\$ 5.06
Wardrooms, cloakrooms, etc.		Free
Water closets, self-closing	each	10.10
Water closets, other than self-closing	each	13.46
Water closets, constant flow, 1/8 inch orifice	each	117.81
	Metered rates	
Water closets, constant flow, 1/4 inch orifice	each	185.13
	Metered rates	
Water closets, constant flow, with orifice large than 1/4 inch not allowed.	each	3.37
Set washstands, self-closing	each	6.73
Set washstands, other than self-closing	each	3.37
Sinks, slop sinks, self-closing	each	6.73
Sinks, slop sinks, other than self-closing	each	5.06
Urinals, self-closing	each	10.10
Urinals, other than self-closing	each	117.81
Urinals, constant flow, 1/8 inch orifice		Metered rates



Urinals, constant flow, 1/4 inch orifice .....	each	185.13
Urinals, constant flow, with orifice larger than 1/4 inch not allowed.	Metered rates	
Boilers for steam heating .....	each	33.66
Boilers for power purposes .....	per each h. p.	5.06
Gas Engines with circulating tanks .....	per each h. p.	5.06
Gas Engines without circulating tanks .....	per each h. p.	10.10
Hose .....	each	16.83
Livery and boarding stables .....	per stall	10.10
	Metered rates	
Vehicles, in livery or boarding stables .....	each	10.10
	Metered rates	
Hose for use in livery or boarding stables .....	each	84.15
	Metered rates	
Horses not in livery or boarding stables .....	each	8.43
Vehicles not in livery or boarding stables .....	each	6.73
Automobiles .....	each	16.83
Cows .....	each	5.06
Fixtures and water uses not enumerated under this heading shall, in case of public stables, be assessed under the heading, "Hotels, Restaurants, etc." and in case of private stables, under the heading, "Domestic Purposes."		

#### SPRINKLING CARTS

Capacity 250 gals. or less, per month .....	\$ 60.59
Capacity 550 gals. or less, per month .....	111.08
Capacity greater than 550 gals. per month .....	Metered rates

#### FOUNTAINS AND AQUARIA

Flowing ten hours per day, six months per year, counter jets in stores 1/16 inch .....	each	\$ 26.40
	Metered rates	
Gardens, etc., 1/16 inch jet .....	each	26.40
	Metered rates	
Gardens, etc., each additional jet .....		10.10
	Metered rates	
Gardens, etc., 1/8 inch jet .....	each	33.66
	Metered rates	
Gardens, etc., each additional Jet .....		16.83
	Metered rates	
Gardens, etc., 1/4 inch jet .....	each	60.59
	Metered rates	
Gardens, etc., additional jet .....		33.66
	Metered rates	
Gardens, etc., 1/2 inch jet .....	each	168.30
	Metered rates	
Drinking fountains, self-closing .....		11.22

#### BUILDING PURPOSES

Stone .....	per perch	\$ .19
Brick .....	per 1000	.33
Plaster .....	per 100 square yards	1.60
Cement flooring .....	per 100 square feet	.40
Concrete .....	per cubic yard	.19
Concrete not cured by water .....	per cubic yard	.11
Concrete curing .....	per 100 square feet	.07
Concrete block .....	per 100 blocks	.19

#### EXONERATIONS (FLAT RATE ONLY)

**FOR VACANCIES**—Where the premises is vacant and the entire supply of water shall, at the owner's written notice served on the Board of Water Assessors be turned off by their direction by the Department of Water, and such water shall be turned on only by the Department of Water, at the owner's written notice to the Board of Water Assessors, exonerations of ninety (90%) per cent for the flat assessment for the period during which the water is shut off shall be issued; provided that the period during which the water is shut off is greater than sixty (60) days consecutively.

All requests for exonerations for excessive assessments must be made during the current year in which the assessments are made, or during twelve (12) months after the termination of said year, and no exonerations shall be granted after said period has expired.

#### FOR CHANGES IN WATER USES

Where fixtures are removed and water uses discontinued, exonerations will be issued covering the discontinued use from the date of approval of contract covering the revised water uses. In case any owner of any premises shall cause or allow water to be used for any purpose or in any fixtures for which there is no approved water contract on file in the office of the Department of Water, the rate for such usage or fixtures shall be at the rate specified in the foregoing schedule and shall date from the preceding January 1st, and the water for the entire premises shall be shut off until an approved contract for such additional water uses or fixtures has been signed and placed on file in the office of the Department of Water.

All fixtures on any premises, whether used or not, will be assessed as long as they remain in position.

#### WATER FOR FIRE PURPOSES

No charge shall be made for water used during fires. All water used through fire systems except during fires, shall be charged for at metered rates. All fire systems shall be metered, excepting sprinkler head systems, and the minimum charge for each quarter year shall be as follows:

2" and 3" meters -----	\$ 4.49 per quarter
4" meters -----	6.73 per quarter
6" meters and over -----	10.10 per quarter

#### EXPLANATION OF THE FOREGOING SCHEDULE

In the foregoing schedule of rates, in cases where both flat and metered rates are specified, such flat rates shall govern until a meter or meters, controlling the entire supply of water, shall have been installed, when the metered water rates, rules and regulations shall govern. In the foregoing schedule of rates, in cases where metered rates, only, are specified, and the meter or meters are not in service or approved service during any portion of the water rent period, the registration for the portion of the water rent period during which the meter or meters are in approved service, or the registration during the preceding water rent period, shall be applied pro rata to the period during which the meter or meters are not in approved service. All water supplied at metered rates shall be at the following rates per quarter year:

#### METERED WATER RATES

First 250,000 gallons or less -----	451 per 1000 gallons
Second 250,000 gallons or less -----	407 per 1000 gallons
Third 250,000 gallons or less -----	374 per 1000 gallons
Fourth 250,000 gallons or more -----	33 per 1000 gallons

Hospitals, dispensaries and such other charities as are supported by public and private contributions, shall be charged at the rate of fifteen (15) cents per thousand gallons; provided, however, that hospitals supported by public charity shall receive free of all charge two hundred fifty (250) gallons of water per person per day, and schools supported by private charity shall receive free of all charge twenty-five hundred (2500) gallons of water per pupil per annum.

All hospitals and charitable institutions operating and maintaining laundries for commercial purposes, or maintaining and operating hydraulic power producing machinery, shall pay the usual and fixed rate for all water used for such purposes.

All hospitals and charitable institutions within the City of Pittsburgh which operate and maintain laundries for commercial purposes, or operate hydraulic power producing machinery, shall maintain separate water lines for such laundries or hydraulic power producing machinery. All water used for such purposes shall be separately and specially metered.

For all water taken, the rate for which is not specifically provided and which is not measured by meter, the quantities shall be estimated and charged for at the above metered rates; and provided, further, that in no case where metered water rates are in force shall the charge for such premise for each quarter be less than the amount specified in the following schedule:

\$ .56 per quarter for 1 and 2 roomed dwelling house premises
\$ 1.12 per quarter for 3 and 4 roomed dwelling house premises
\$ 2.24 per quarter for 5 and 6 roomed dwelling house premises
\$ 2.81 per quarter for 7 and 8 roomed dwelling house premises
\$ 4.49 per quarter for 9 and 10 roomed dwelling house premises
\$ 5.61 per quarter for 11 and 12 roomed dwelling house premises
\$ 6.73 per quarter for 13 and 14 roomed dwelling house premises
\$ 8.98 per quarter for 15 and 16 roomed dwelling house premises
\$11.22 per quarter for dwelling house premises of more than 16 rooms

For all premises not included in the above schedule the minimum charge shall be 2½ per cent of the yearly flat assessment per quarter, excepting in each case where a premise is equipped with an auxiliary water supply consisting of a pumping engine of not less than 50,000 gallons per day capacity and a reserve tank of not less than 3,000 gallons capacity, the minimum charge for each quarter shall be as follows:

For each 5/8 inch meter	\$ 4.49
For each 3/4 inch meter	6.73
For each 1 inch meter	11.22
For each 1-1/4 inch meter	16.83
For each 1-1/2 inch meter	22.44
For each 2 inch meter	28.05
For each 3 inch meter	44.88
For each 4 inch meter	67.32
For each meter large than 4 inch	112.20

The meter or meters to be used must be approved by the Department of Water, must be installed under the direction of and in a manner satisfactory to the Department of Water and shall at all times be accessible to the Board of Water Assessors and the Department of Water, their agents or assistants. Metered rates charged to any premise cannot be charged to flat rates. All meters must be furnished by and at the expense of the property owner. Meters will be tested, repaired and replaced by the Department of Water. For this service there will be levied on each metered service the following quarterly charge:

5/8x5/8x3/4 inch meter	\$ .94 per quarter
3/4 inch meter	1.43 per quarter
1 inch meter	1.87 per quarter
1-1/4 inch meter	2.35 per quarter
1-1/2 inch meter	3.74 per quarter
2 inch meter	5.61 per quarter
3 inch meter	11.22 per quarter
4 inch meter	20.57 per quarter
6 inch meter	37.40 per quarter
8 inch meter	74.80 per quarter
10 inch meter	112.20 per quarter

That all meters shall be read quarterly and as promptly thereafter as possible, a statement of water used by consumer in the preceding quarter, together with the amount then due the City of Pittsburgh, shall be promptly mailed to said consumer. All charges to metered water consumers shall be subject to a discount of two (2%) per centum on the face thereof if paid within ten days; shall be payable at face if paid within the next succeeding ten days, and if not paid within twenty days after date of said notice shall be subject to penalty for nonpayment of two (2%) per centum additional plus one-half of one per centum for each month or any part thereof that the same shall not be paid.

In case the said accounts are not paid within twenty days as provided in above paragraph hereof, they shall become delinquent and the said accounts shall thereafter be collected by the Collector of Delinquent Taxes, who shall, in default of payments, proceed with the collection thereof and the filing of liens in the same manner and at the same time as is provided under the Acts of Assembly for the year.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 325.

## No. 550

**AN ORDINANCE** — Making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1959.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the revenues of said City derived from taxes and other sources for the fiscal year beginning January 1, 1959, and ending December 31, 1959, including therein cash surplus on hand at the close of business on Decem-

ber 31, 1958, are hereby appropriated in the sum of \$54,499 398.00, to pay the expenses of conducting the public business of the City of Pittsburgh and meeting the debt charges thereof during the said period beginning January 1, 1959, and ending December 31, 1959, as well as all encumbrances incurred prior to January 1, 1959, for which services have not actually been rendered, or supplies, materials or equipment actually delivered prior to December 31 1958, and so reported to the City Controller. Said encumbrances shall be charged to the proper appropriation accounts for the fiscal year 1959 and cancelled in the 1958 appropriation accounts against which encumbrances had been originally charged, and all unexpended balances of appropriations remaining open upon the books of the City Controller at the close of the fiscal year 1958, shall be and the same are hereby ordered to be cancelled, except such amounts as shall be required for payment for services actually rendered or supplies, materials or equipment actually delivered prior to December 31, 1958, and so reported to the City Controller, or such amounts as shall be directed to be carried over to the fiscal year 1959 by resolution or ordinance of Council.

Section 2. No liability shall be incurred against any appropriation item in excess of the unencumbered balance thereof, and said appropriation item shall be administered subject to and in conformity with the following terms and conditions:

(a) Data required for preparation of payrolls, shall be submitted to the City Treasurer in such form, and at such times, as he may prescribe, this data to include records of employment, time worked, whether compensation is based upon hours or days worked, quantity of work performed, or upon a monthly or annual salary basis, and such other records or reports with reference to personal service as may be required.

(b) Payrolls shall be prepared by the City Treasurer upon the basis of such records or reports, and submitted by him to the respective directors or heads of departments or offices for approval and certification in such form as he may prescribe

(c) No transfer shall be made from one appropriation item to another except by resolution or ordinance of Council.

cll, and such resolution or ordinance shall in each case set forth the reasons for such request, and be accompanied by a certification from the Controller stating that there is a sufficient balance unencumbered and available in the appropriation item from which the transfer is to be made.

Section 3. No obligation shall be incurred by any department of the City government other than for salaries or wages, or for necessary expenses of employees when engaged upon City business, except through the issue of an order, stating the service to be rendered, work performed or supplies, materials or equipment to be furnished together with the estimated cost of the same.

The Director of the Department of Supplies is hereby authorized and directed to provide upon requisition by the head of any department all necessary supplies, materials, equipment and machinery for such department; provided, however, that no requisition of any department shall be filled by the Director of the Department of Supplies in excess of the unencumbered balance of the appropriation properly chargeable, and that no order shall be issued by the Director

of the Department of Supplies, or by the head of any other department of the City government, until it has been approved by the City Controller. Payments on account of direct purchase shall be made from the amounts hereinafter appropriated therefor respectively. Purchases made by the Director of the Department of Supplies to go into stores shall be paid from the fund provided for such purposes, and when as directed by the City Controller said fund shall be reimbursed from other appropriations to the extent of deliveries made from stores.

Section 4. Council may, by resolution of the Finance Committee from time to time, restrict expenditures from the appropriations made hereby, both as to amounts of expenditures and the periods within which such expenditures may be made, and also, by resolution of the Finance Committee at any time cancel in whole or in part any unencumbered balance of any said appropriations.

Section 5. For purposes of administration and accounting control, the code numbers indicated herein shall be considered as part of the appropriation titles.

Code Account Number		Amount Appropriated	Total
<b>COUNCIL AND CITY CLERK'S OFFICE</b>			
<b>COUNCIL</b>			
1001	Salaries, Regular Employees -----	\$ 108,822.00	
		-----	\$ 108,822.00
<b>CITY CLERK'S OFFICE</b>			
1002	Salaries, Regular Employees -----	\$ 52,983.00	
1003	Miscellaneous Services -----	400.00	
1004	Newspaper Advertising -----	18,000.00	
1005	Supplies -----	1,500.00	
1005-2	Printing Municipal Record -----	11,000.00	
1006	Equipment -----	1,150.00	
42	Contingent Fund -----	300,000.00	
		-----	\$ 385,033.00
Total, Council and City Clerk's Office -----			\$ 493,855.00
<b>MAYOR'S OFFICE</b>			
1016	Salaries, Regular Employees 5-----	\$ 87,220.00	
1017	Miscellaneous Services -----	16,300.00	
1018	Supplies -----	2,500.00	
1020	Equipment -----	1,000.00	
		-----	\$ 107,020.00

Code Account Number		Amount Appropriated	Total
POLICE MAGISTRATES			
1022	Salaries, Regular Employees -----	\$ 48 819.00	
1023	Miscellaneous Services -----	75.00	
1024	Supplies -----	100.00	
		\$	48,994.00
MORALS COURT			
1025	Salaries, Regular Employees -----	\$ 13,524.00	
1026	Miscellaneous Services -----	75.00	
1027	Supplies -----	100.00	
1027-1	Equipment -----	500.00	
		\$	14,199.00
TRAFFIC COURT			
1028	Salaries, Regular Employees -----	\$ 120,655.00	
1030	Miscellaneous Services -----	17,875.00	
1031	Supplies -----	4,880.00	
1033	Equipment -----	2,300.00	
1033-1	Constables' Warrant Fund -----	-5,000.00	
		\$	170,710.00
COMMISSION ON HUMAN RELATIONS			
1034	Salaries, Regular Employees -----	0 54,665.00	
1035	Miscellaneous Services -----	3,433.00	
1036	Supplies -----	2,100.00	
1037	Equipment -----	500.00	
		\$	60,698.00
DEPARTMENT OF CITY CONTROLLER			
1046	Salaries, Regular Employees and Wages, Temporary Employees -----	\$ 307,774.00	
1048	Miscellaneous Services -----	3,000.00	
1049	Supplies -----	7,500.00	
1049-1	Materials -----	200.00	
1050	Repairs -----	100.00	
1051	Equipment -----	2,500.00	
1052	Inspection -----	1,000.00	
		\$	322,074.00
SINKING FUND COMMISSION			
1058	Sinking Fund Commission -----	\$ 4,000.00	
		\$	4,000.00
DEPARTMENT OF CITY TREASURER			
1060	Salaries, Regular Employees -----	\$ 764,058.00	
1061	Salaries, Temporary Employees -----	448,167.00	
1062	Auditors' Expense Mercantile Tax -----	10,000.00	
1063	Miscellaneous Services -----	100,530.00	
1063-1	Personal Property Assessment -----	8,000.00	
1064	Supplies -----	53,609.00	
1064-1	Materials -----	1,113.00	
1065	Repairs -----	1,190.00	
1066	Equipment -----	34,872.00	
		\$	1,421,539.00

Code Account Number		Amount Appropriated	Total
DEPARTMENT OF LAW			
1074	Salaries, Regular Employees -----	\$ 283,793.00	
1075	Miscellaneous Services -----	25,000.00	
1076	Witness Fees -----	11,000.00	
1078	Supplies -----	5,000.00	
1079	Equipment -----	2,762.00	
1080	Preparing and Prosecuting Litigation against Pub- lic Service Companies -----	25,000.00	
1081	Petty Claims -----	9,500.00	
1087	Collection of Delinquent City and School Tax Liens -----	111,443.00	
		\$	473,498.00
CIVIL SERVICE COMMISSION			
1099	Salaries, Regular Employees -----	\$ 94,054.00	
1100	Miscellaneous Services -----	6,175.00	
1101	Supplies -----	3,591.00	
1101-1	Equipment -----	1,043.00	
		\$	104,863.00
DEPARTMENT OF CITY PLANNING			
1102	Salaries, Regular Employees -----	\$ 308,692.00	
1103	Miscellaneous Services -----	2,610.00	
1104	Supplies -----	5,500.00	
1105	Repairs -----	400.00	
1106	Equipment -----	3,850.00	
1107	Consulting Services -----	10,000.00	
		\$	331,052.00
BOARD OF ADJUSTMENT			
1117	Salaries, Regular Employees -----	\$ 34,874.00	
1118	Supplies -----	260.00	
1119	Repairs -----	50.00	
1120	Equipment -----	250.00	
1120-1	Bus and Street Car Transportation -----	200.00	
		\$	35,634.00
ART COMMISSION			
1121	Salaries, Regular Employees -----	\$ 3,593.00	
		\$	3,593.00
DEPARTMENT OF SUPPLIES			
GENERAL OFFICE			
1126	Salaries, Regular Employees -----	\$ 102,398.00	
1127	Advertising and Contracts -----	7,000.00	
1128	Miscellaneous Services -----	1,572.00	
1129	Supplies -----	6,948.00	
1130	Advertising—Impounded Car Sales -----	7,500.00	
1131	Repairs -----	365.00	
1132	Equipment -----	1,452.00	
		\$	127,235.00

Code Account Number		Amount Appropriated	Total
BUREAU OF TESTS			
1133	Salaries, Regular Employees -----	\$ 110,185.00	
1134	Miscellaneous Services -----	1,800.00	
1135	Supplies -----	1,900.00	
1135-1	Utilities -----	1,500.00	
1136	Materials -----	800.00	
1137	Repairs -----	600.00	
1138	Equipment and Machinery -----	5,100.00	
		<u>\$</u>	121,885.00
SURPLUS FOOD PROGRAM DIVISION			
1140	Salaries, Regular and Temporary Employees -----	\$ 48,200.00	
1141	Miscellaneous Services, Supplies, Repairs and Equipment -----	79,000.00	
		<u>\$</u>	127,200.00
	Total, Department of Supplies -----	\$	376,320.00
DEPARTMENT OF LANDS AND BUILDINGS			
GENERAL OFFICE			
1359	Salaries, Regular Employees -----	\$ 32,940.00	
		<u>\$</u>	32,940.00
BUREAU OF ACCOUNTS AND ADMINISTRATION			
1360	Salaries, Regular Employees -----	\$ 81,029.00	
1361	Miscellaneous Services -----	63,388.00	
1361-1	Window Cleaning Contract -----	19,000.00	
1362	Supplies -----	32,105.00	
1362-1	Coal, Coke, Gas and Steam -----	75,000.00	
1362-2	Electric Current -----	73,000.00	
1363	Materials -----	50,000.00	
1364	Repairs -----	52,500.00	
1365	Equipment -----	13,065.00	
1365-1	Rehabilitation—Carnegie Library—North Side -----	9,000.00	
1365-2	Purchase of Uniforms -----	900.00	
		<u>\$</u>	468,987.00
BUREAU OF REPAIRS			
1366	Salaries and Wages, Regular and Temporary Employees -----	\$ 447,677.00	
		<u>\$</u>	447,677.00
BUREAU OF OPERATING MAINTENANCE			
1368	Salaries, Wages, Regular Employees -----	\$ 751,103.00	
		<u>\$</u>	751,103.00
	Total, Department of Lands and Buildings -----	\$	1,700,707.00



Code  
Account  
Number

Amount  
Appropriated      Total

DEPARTMENT OF PUBLIC SAFETY

GENERAL OFFICE

1401	Salaries, Regular Employees -----	\$ 47,531.00	
1403	Miscellaneous Services -----	600.00	
1404	Supplies -----	600.00	
1405	Repairs -----	25.00	
1406	Equipment -----	500.00	
1406-1	Band Equipment, Repairs and Supplies -----	200.00	
1406-2	Band—Miscellaneous Seervices -----	100.00	
		<u>          </u>	\$ 49,556.00

FRIENDLY SERVICE BUREAU

1407	Salaries, Regular Employees -----	\$ 24,417.00	
1408	Miscellaneous Services -----	1,000.00	
1409	Supplies -----	100.00	
		<u>          </u>	\$ 25,517.00

DIVISION OF TRAFFIC INFORMATION

1410	Salaries, Regular Employees -----	\$ 32,915.00	
1411	Miscellaneous Services -----	1,750.00	
1412	Supplies -----	3,400.00	
1413	Repairs -----	200.00	
1414	Equipment -----	1,200.00	
1415	Adult Traffic Education -----	9,500.00	
1416	Child Safety Activities -----	7,500.00	
		<u>          </u>	\$ 56,465.00

MEDICAL DIVISION

1418	Salaries, Regular Employees -----	\$ 18,181.00	
1419	Miscellaneous Services -----	750.00	
1420	Supplies -----	3,350.00	
1421	Repairs -----	50.00	
1422	Equipment -----	1,300.00	
		<u>          </u>	\$ 23,631.00

DIVISION OF ACCOUNTS AND PERMITS

1432	Salaries, Regular Employees -----	\$ 19,212.00	
		<u>          </u>	\$ 19,212.00

BUREAU OF POLICE

1443	Salaries, Regular Employees -----	\$ 8,343,050.00	
1444	School Traffic Program—Wages -----	284,481.00	
1445	Supplies and Equipment—School Guards -----	9,000.00	
1446	Investigations and Traveling Expenses -----	2,500.00	
1447	Miscellaneous Services -----	15,700.00	
1448	Carfare -----	10,000.00	
1449	Supplies -----	10,000.00	
1449-1	Supplies and Equipment, Target Practice -----	1,275.00	
1450	Materials -----	300.00	
1451	Repairs -----	700.00	
1452	Equipment and Machinery -----	7,000.00	

Code Account Number		Amount Appropriated	Total
1452-1	Radio Equipment -----	15,000.00	
1453	Photographic Equipment, Repairs and Supplies--	4,250.00	
1454	Educational and Traveling Expenses--		
	Bureau of Police -----	3,000.00	
1455-6	Refunds for Uniforms -----	600.00	
1456	Miscellaneous Services--Dog Pound -----	77,500.00	
1457	Purchase of Uniforms -----	104,700.00	
			\$ 8,889,056.00
DIVISION OF TOWING AND IMPOUNDING			
1458	Salaries, Regular Employees -----	\$ 59,900.00	
1459	Supplies -----	500.00	
			\$ 60,400.00
BUREAU OF FIRE			
1461	Salaries, Regular Employees -----	\$ 6,192,221.00	
1463	Miscellaneous Services -----	2,135.00	
1464	Supplies -----	6,900.00	
1465	Materials -----	850.00	
1466	Repairs -----	1,050.00	
1467	Fire Boat -----	2,000.00	
1468	Equipment -----	23,525.00	
1469	Fire Hose -----	15,000.00	
1470	Purchase of Uniforms -----	82,050.00	
			\$ 6,325,731.00
BUREAU OF ELECTRICITY			
1471	Salaries, Regular Employees -----	\$ 369,490.00	
1471-1	Wages, Regular Employees -----	6,910.00	
1472	Miscellaneous Services -----	120,100.00	
1473	Deficit Telephone Service--1958 -----	7,000.00	
1474	Supplies -----	2,150.00	
1475	Materials -----	8,500.00	
1477	Equipment and Machinery -----	2,000.00	
1479	Miscellaneous Conduit Construction -----	500.00	
1480	Cable Installation -----	8,600.00	
			\$ 525,250.00
BUREAU OF BUILDING INSPECTION			
1481	Salaries, Regular Employees -----	\$ 431,955.00	
1481-1	Wages, Regular Employees -----	13,978.00	
1482	Demolition of Condemned Buildings -----	30,000.00	
1483	Miscellaneous Service -----	15,965.00	
1484	Supplies -----	1,800.00	
1487	Equipment -----	1,000.00	
			\$ 494,598.00
BUREAU OF TRAFFIC PLANNING			
1488	Salaries, Regular Employees -----	\$ 388,279.00	
1489	Wages, Temporary Employees -----	158,567.00	
1491	Miscellaneous Expenses for Traffic Survey -----	500.00	
1492	Tabulation Fund -----	625.00	
1493	Supplies -----	57,685.00	
1494	Materials -----	71,500.00	
1495	Repairs -----	1,800.00	
1496	Equipment -----	12,895.00	
1498	Towing Contract -----	18,000.00	
			\$ 720,501.00
Total, Department of Public Safety-----			\$17,189,917.00

Code  
Account  
Number

Amount  
Appropriated      Total

DEPARTMENT OF PUBLIC WORKS

GENERAL OFFICE

1500	Salaries, Regular Employees -----	\$ 73,537.00	
1502	Miscellaneous Services -----	600.00	
1503	Supplies -----	250.00	
1504	Repairs -----	25.00	
1506	Street Lighting -----	1,000,000.00	
1507	Liquid Fuels Tax Program -----	996,168.00	
			\$ 2,071,410.00

BUREAU OF AUTOMOTIVE EQUIPMENT

1511	Salaries, Regular Employees -----	\$ 94,805.00	
1512	Wages, Regular Employees -----	376,520.00	
1513	Miscellaneous Services -----	1,400.00	
1514	Supplies -----	7,000.00	
1514-1	Gasoline -----	215,000.00	
1514-2	Oils and Grease -----	11,000.00	
1514-3	Electric Current -----	1,200.00	
1514-4	Natural Gas -----	6,000.00	
1515	Materials -----	4,400.00	
1515-1	Automotive Parts -----	105,000.00	
1515-2	Tires, Tubes and Chains -----	40,000.00	
1516	Repairs -----	29,500.00	
1516-1	Tire Recapping -----	16,000.00	
1517	Equipment -----	5,000.00	
1517-1	Motorized Equipment -----	276,000.00	
			\$ 1,188,825.00

DIVISION OF ACCOUNTING

1518	Salaries, Regular Employees -----	\$ 28,797.00	
1519	Miscellaneous Services -----	125.00	
1520	Supplies -----	250.00	
1521	Repairs -----	100.00	
1522	Equipment -----	250.00	
			\$ 29,522.00

DIVISION OF PHOTOGRAPHY

1523	Salaries, Regular Employees -----	\$ 18,584.00	
1524	Miscellaneous Services -----	25.00	
1525	Supplies -----	1,500.00	
1527	Repairs -----	100.00	
1528	Equipment -----	300.00	
			\$ 20,509.00

BUREAU OF ENGINEERING

GENERAL OFFICE

1529	Salaries, Regular Employees -----	\$ 100,188.00	
1530	Miscellaneous Services -----	10,000.00	
1531	Supplies -----	2,000.00	
1531-1	Blue Printing Contract -----	1,500.00	
1532	Materials -----	25.00	
1533	Repairs -----	1,800.00	
1534	Equipment -----	1,600.00	

Code Account Number		Amount Appropriated	Total
1540	Repair Schedule—Sewers .....	10,000.00	
1541	Contract Schedule—Bridge and Structures .....	75,000.00	
1544	Munhall Borough Disposal Plant Expenses—Contract .....	5,000.00	
		<u>\$</u>	207,113.00
DIVISION OF SURVEYS AND DESIGN			
1545	Salaries, Regular Employees .....	142,145.00	
		<u>\$</u>	142,145.00
DIVISION OF STREETS AND SEWERS			
1546	Salaries, Regular Employees .....	141,331.00	
		<u>\$</u>	141,331.00
	Total, Bureau of Engineering .....	<u>\$</u>	490,589.00
BUREAU OF BRIDGES—HIGHWAYS AND SEWERS			
GENERAL OFFICE			
1603	Salaries, Regular Employees .....	206,754.00	
1603-1	Wages, Regular Employees .....	7,482.00	
1604	Miscellaneous Services .....	450.00	
1605	Supplies .....	1,500.00	
1606	Repairs .....	250.00	
1607	Equipment .....	1,500.00	
		<u>\$</u>	217,936.00
DIVISION OFFICES			
1608	Salaries, Regular Employees .....	87,222.00	
1609	Wages, Regular Employees .....	205,298.00	
1610	Miscellaneous Services .....	12,100.00	
1611	Supplies .....	1,800.00	
		<u>\$</u>	306,420.00
DIVISION YARDS			
1613	Wages, Regular Employees .....	82,877.00	
1614	Miscellaneous Services .....	12,700.00	
1615	Supplies .....	15,000.00	
1616	Materials .....	5,000.00	
1617	Repairs .....	700.00	
1618	Equipment .....	1,800.00	
		<u>\$</u>	118,077.00
CLEANING HIGHWAYS			
1620	Salaries, Temporary Employees .....	105,043.00	
1625	Miscellaneous Services .....	15,000.00	
1626	Supplies .....	1,000.00	
1626-1	Brooms and Broom Accessories .....	4,000.00	
1629	Equipment .....	8,000.00	
1629-1	Snow Removal .....	65,000.00	
		<u>\$</u>	198,043.00
REPAIRING HIGHWAYS			
1634	Wages, Temporary Employees .....	10,363.00	
1635	Materials .....	30,000.00	
1635-1	Equipment .....	2,500.00	
1635-3	Dust Laying Material .....	35,000.00	
		<u>\$</u>	77,863.00

Code Account Number		Amount Appropriated	Total
CLEANING AND REPAIRING SEWERS AND SEWER DROPS			
1636	Wages, Temporary Employees, January to March---	\$ 2,054.00	
1637	Wages, Temporary Employees, April to June-----	2,054.00	
1638	Wages, Temporary Employees, July to September--	2,054.00	
1639	Wages, Temporary Employees, October to December	2,054.00	
1640	Supplies -----	1,000.00	
1641	Materials -----	15,000.00	
1641-1	Equipment -----	3,000.00	
		\$	27,216.00
BUREAU OF TRACTOR OPERATORS			
1642	Wages, Temporary Employees, January to March---	\$ 27,001.00	
1643	Wages, Temporary Employees, April to June-----	27,001.00	
1644	Wages, Temporary Employees, July to September--	27,001.00	
1645	Wages, Temporary Employees, October to December	27,001.00	
		\$	108,004.00
CONCRETE SIDEWALKS			
1646	Contract -----	\$ 10,000.00	
		\$	10,000.00
BOARDWALKS AND STEPS			
1647	Materials -----	\$ 13,000.00	
1648	Equipment -----	500.00	
1649	Cinder, Slags and Freight Fund-----	30,000.00	
		\$	43,500.00
BUREAU OF LABORERS			
1650	Wages, Temporary Employees, January to March---	\$ 180,793.00	
1650-1	Wages, Temporary Employees, April to June-----	195,793.00	
1650-2	Wages, Temporary Employees, July to September--	200,141.00	
1650-3	Wages, Temporary Employees, October to December	180,793.00	
1651	Wages, Temporary Employees, Sewer Labor-----	27,544.00	
		\$	785,064.00
BUREAU OF TRUCK DRIVERS			
1652	Salaries, Temporary Employees -----	\$ 345,297.00	
1653	Salaries, Temporary Employees -----	17,970.00	
1654	Salaries, Temporary Employees -----	23,960.00	
1654-1	Salaries, Temporary Employees -----	89,850.00	
		\$	477,077.00
ASPHALT PLANT			
1655	Salaries, Regular Employees -----	\$ 85,773.00	
1655-2	Wages, Temporary Employees -----	119,087.00	
1655-3	Miscellaneous Services -----	4,350.00	
1655-4	Supplies -----	21,591.00	
1655-5-5	Materials -----	155,000.00	
1655-6	Repairs -----	3,300.00	
1655-7	Equipment -----	4,000.00	
		\$	393,101.00
DIVISION OF BRIDGES AND STRUCTURES			
MAINTENANCE			
1656	Salaries, Regular Employees -----	\$ 25,269.00	
1657	Wages, Regular Employees -----	99,754.00	

Code Account Number		Amount Appropriated	Total
1658	Miscellaneous Services -----	150.00	
1659	Supplies -----	1,800.00	
1660	Materials -----	13,000.00	
1661	Repairs -----	400.00	
1662	Equipment -----	1,750.00	
		<u>\$</u>	142,123.00

#### BRIDGE REPAINTING

1663	Wages, Regular Employees -----	\$ 41,032.00	
1664	Miscellaneous Services -----	200.00	
1665	Supplies -----	2,100.00	
1666	Materials -----	3,400.00	
		<u>\$</u>	47,532.00

Total, Bureau of Bridges—Highways and Sewers.....\$ 2,951,956.00

#### BUREAU OF REFUSE

##### GENERAL OFFICE

1670	Salaries, Regular Employees -----	\$ 46,853.00	
1671	Miscellaneous Services -----	250.00	
1672	Supplies -----	300.00	
1673	Repair -----	50.00	
1674	Equipment -----	225.00	
		<u>\$</u>	47,678.00

##### DIVISION OF COLLECTION AND DISPOSITION

1675	Salaries, Regular Employees -----	\$ 99,585.00	
1676	Wages, Regular Employees, January to March-----	592,859.00	
1676-1	Wages, Regular Employees, April to June-----	592,859.00	
1676-2	Wages, Regular Employees, July to September-----	592,859.00	
1676-3	Wages, Regular Employees, October to December-----	592,859.00	
1676-4	Wages, Vacation -----	85,872.00	
1677	Clean-up Campaign -----	40,000.00	
1678	Supplies -----	16,000.00	
1679	Materials -----	660.00	
1680	Repairs -----	600.00	
1681	Equipment -----	100.00	
		<u>\$</u>	2,614,053.00

##### DIVISION OF INCINERATION

1685	Salaries, Regular Employees -----	\$ 69,451.00	
1686	Wages, Regular Employees -----	649,908.00	
1686-1	Wages, Vacations -----	26,761.00	
1687	Miscellaneous Services -----	16,947.00	
1687-1	Disposal of Ash -----	58,400.00	
1687-2	Extermination Contract -----	1,620.00	
1688	Supplies -----	3,000.00	
1688-1	Gas and Coal -----	5,500.00	
1688-2	Electric Current -----	13,000.00	
1689	Materials -----	31,000.00	
1689-1	Road Oil -----	5,000.00	
1690	Repairs -----	30,000.00	
1691	Equipment -----	3,400.00	
1691-1	Materials and Equipment for Cranes-----	6,500.00	
1691-2	Materials and Equipment for Mechanical Screens-----	500.00	
		<u>\$</u>	920,987.00

Code  
Account  
Number

Amount  
Appropriated      Total

# REFUSE CONTRACT ACCOUNT

1699	Garbage and Rubbish Collection, North Side-----	\$ 615,638.00	
			\$ 615,638.00
	Total, Bureau of Refuse -----		\$ 4,198,356.00
	Total, Department of Public Works-----		\$10,951,167.00

NOTE—That the expenditures and receipts of the Department of Water are controlled by Ordinance No. 350, approved October 21, 1954, entitled, "An Ordinance segregating the fiscal administration of the City's Water System by the establishment of a separate Water Fund, and fixing a fair return to the City for its investment in the Municipal Water System."

## DEPARTMENT OF WATER

### ADMINISTRATION DIVISION

1700	Salaries, Regular Employees -----	\$ 292,614.00	
1701	Miscellaneous Services -----	5,039.00	
1702	Water Rents -----	1,260,000.00	
1704	Supplies -----	1,384.00	
1705	Repairs -----	30.00	
1706	Equipment -----	2,192.00	
1707	Rehabilitation and Reconditioning of Water System	840,000.00	
1708	Departmental Service Charges -----	358,000.00	
1709	Refunds, Water Rents -----	40,000.00	
			\$ 2,799,259.00

### DESIGN AND CONSTRUCTION DIVISION

1710	Salaries, Regular Employees -----	\$ 115,291.00	
1712	Miscellaneous Services -----	2,330.00	
1713	Supplies -----	4,285.00	
1714	Materials -----	14.00	
1715	Repairs -----	350.00	
1716	Equipment -----	1,610.00	
			\$ 123,880.00

### FILTRATION DIVISION •

1741	Salaries, Regular Employees -----	\$ 179,451.00	
1743	Wages, Temporary Employees -----	574,998.00	
1749	Miscellaneous Services -----	954.00	
1750	Chemicals—Chlorine, Soda Ash, etc. -----	55,500.00	
1750-1	Chemicals—Fluorine, etc. -----	40,000.00	
1751	Supplies -----	23,000.00	
1752	Materials -----	16,000.00	
1753	Repairs -----	9,390.00	
1754	Equipment -----	11,650.00	
			\$ 910,943.00

### MECHANICAL DIVISION

1755	Salaries, Regular Employees -----	\$ 32,544.00	
1756	Salaries and Wages, Regular Employees-----	463,614.00	
1757	Wages, Temporary Employees -----	207,961.00	
1761	Wages, Regular Employees -----	124,606.00	
1767	Miscellaneous Services -----	2,698.00	
1768	Fuel—Coal and Oil -----	158,898.00	

Code Account Number		Amount Appropriated	Total
1769	Gas—Natural .....	5,900.00	
1770	Electric Current .....	455,000.00	
1771	Supplies .....	12,800.00	
1772	Materials .....	33,440.00	
1773	Repairs .....	11,000.00	
1774	Equipment .....	5,050.00	
			\$ 1,513,511.00

#### DISTRIBUTION DIVISION

1775	Salaries and Wages, Regular and Temporary Employees .....	\$ 855,956.00	
1783	Miscellaneous Services .....	84,267.00	
1784	Supplies .....	10,500.00	
1785	Materials .....	19,000.00	
1786	Repairs .....	1,250.00	
1788	Equipment and Machinery .....	10,500.00	
1789	Meter Repair Parts .....	50,000.00	
1790	Meters .....	25,000.00	
			\$ 1,056,473.00
	Total, Department of Water .....		\$ 6,404,066.00

#### DEPARTMENT OF PARKS AND RECREATION

##### BUREAU OF ADMINISTRATION

##### GENERAL OFFICE

1800	Salaries, Regular Employees .....	\$ 69,898.00	
1801	Miscellaneous Services .....	79,463.00	
1802	Supplies .....	67,382.00	
1802-1	Christmas Display .....	1,500.00	
1803	Gas and Electric .....	123,000.00	
1804	Steam .....	8,000.00	
1805	Purchase of Uniforms .....	2,850.00	
1806	Materials .....	30,900.00	
1807	Repairs .....	28,500.00	
1808	Equipment .....	21,100.00	
			\$ 432,593.00

##### DIVISION OF PARK PATROLMEN

1809	Salaries, Regular Employees .....	\$ 206,880.00	
			\$ 206,880.00

##### DIVISION OF CONSERVATORIES AND GARDENS

1810	Salaries, Regular Employees .....	\$ 83,067.00	
1811	Wages, Temporary Employees .....	124,310.00	
			\$ 207,377.00

##### HIGHLAND PARK ZOO

1812	Salaries, Regular Employees .....	\$ 66,678.00	
1813	Wages, Temporary Employees .....	89,374.00	
1814	Provisions for Animals .....	57,000.00	
			\$ 213,052.00

	Total, Bureau of Administration .....		\$ 1,059,902.00
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Code Account Number		Amount Appropriated	Total
<b>BUREAU OF GROUNDS AND BUILDINGS</b>			
<b>WEED CONTROL PROGRAM</b>			
1815	Weed Control -----	\$ 3,250.00	
1815-1	Wages, Temporary Employees -----	16,781.00	
		\$	20,031.00
<b>CENTRAL DIVISION</b>			
1816	Salaries, Regular Employees -----	\$ 103,598.00	
1816-1	Wages, Temporary Employees -----	209,191.00	
		\$	312,789.00
<b>DOWNTOWN DIVISION</b>			
1817	Salaries, Regular Employees -----	\$ 35,633.00	
1817-1	Wages, Temporary Employees -----	94,804.00	
		\$	130,437.00
<b>SOUTH SIDE DIVISION</b>			
1818	Salaries, Regular Employees -----	\$ 102,989.00	
1819	Wages, Temporary Employees -----	180,937.00	
		\$	283,926.00
<b>EAST END DIVISION</b>			
1820	Salaries, Regular Employees -----	\$ 51,996.00	
1821	Wages, Temporary Employees -----	211,759.00	
		\$	263,755.00
<b>NORTH SIDE DIVISION</b>			
1822	Salaries, Regular Employees -----	\$ 52,092.00	
1823	Wages, Temporary Employees -----	118,225.00	
		\$	170,317.00
<b>CONSTRUCTION AND REPAIRS DIVISION</b>			
1824	Salaries, Regular Employees -----	\$ 60,371.00	
1825	Wages, Temporary Employees -----	103,384.00	
		\$	163,755.00
<b>FORESTRY DIVISION</b>			
1826	Salaries, Regular Employees -----	\$ 61,301.00	
1827	Wages, Temporary Employees -----	76,458.00	
		\$	137,759.00
<b>POINT STATE PARK</b>			
1828	Salaries and Wages, Regular and Temporary Employees -----	\$ 30,098.00	
1829	Miscellaneous Services, Supplies, Materials, Repairs and Equipment -----	7,860.00	
		\$	37,958.00
	Total, Bureau of Grounds and Buildings -----		\$ 1,520,727.00
<b>BUREAU OF RECREATIONAL ACTIVITIES</b>			
1830	Salaries, Regular Employees -----	\$ 411,135.00	
1831	Salaries, Temporary Employees -----	3,639.00	
1832	Wages, Temporary Employees -----	320,355.00	

Code Account Number		Amount Appropriated	Total
1833	Concerts -----	20,000.00	
1834	Recreation Program—Board of Public Education--	63,754.00	
		\$	818,883.00
	Total, Department of Parks and Recreation-----	\$	3,399,512.00

#### DEBT SERVICE FUND

1	Interest on Bonds -----	\$ 1,289,421.00	
2	Sinking Funds -----	4,877,900.00	
		\$	6,167,321.00

#### REFUNDS

34	Refunds—Deed Transfer Stamp Tax-----	\$ 1,000.00	
35	Refunds—Earned Income Tax -----	135,000.00	
36	Refunds—Personal Property Tax -----	8,500.00	
37	Refunds—Amusement Tax -----	2,000.00	
38	Refunds—Mercantile Tax -----	160,000.00	
39	Refunds—Mercantile License Fees -----	500.00	
41	Refunds—Real Estate Taxes -----	100,000.00	
43-1	Refunds, Fines, etc. -----	1,000.00	
48	Election Expenses -----	3,000.00	
49	Reserve—Sewage Service Charges, Allegheny County Sanitary Authority -----	300,000.00	
50	Refunds—Sewage Charges -----	2,000.00	
		\$	713,000.00

#### JUDGMENTS

46	Judgments -----	\$ 125,000.00	
47	Interest on Judgments -----	5,000.00	
		\$	130,000.00
51	Departmental Postage -----	\$ 150,000.00	
		\$	150,000.00

#### PENSIONS AND COMPENSATION FUNDS

44	Workmen's Compensation -----	\$ 140,000.00	
45	Heart and Lung Disease Act -----	25,000.00	
*55	Police Pension Fund -----	325,000.00	
*56	Firemen's Relief and Pension Fund -----	360,000.00	
57	Social Security Fund -----	800,000.00	
58	Municipal Pension Fund -----	\$ 1,650,000.00	

\*—Anticipated revenue from the Commonwealth of Pennsylvania required to be appropriated to the Police Pension Fund and the Firemen's Relief and Pension Fund, shall be appropriated into the respective accounts upon receipt.

#### CARNEGIE LIBRARY OF PITTSBURGH

59	Salaries, Regular Employees -----	\$ 1,102,920.00	
60	Miscellaneous Services -----	34,025.00	
61	Supplies and Materials -----	23,720.00	
62	Equipment, Books, Periodicals and Miscellaneous---	177,360.00	
		\$	1,338,025.00

Code Account Number		Amount Appropriated	Total
<b>BUILDINGS AND GROUNDS</b>			
63	Salaries, Regular Employees .....	\$ 357,215.00	
64	Miscellaneous Services .....	19,715.00	
65	Supplies .....	72,596.00	
65-1	Materials .....	12,150.00	
66	Equipment .....	6,750.00	
		\$	468,426.00
Total, Carnegie Library of Pittsburgh.....			\$ 1 806,451.00
<b>GRANTS AND DONATIONS</b>			
79	Urban Redevelopment Authority of Pittsburgh, N. S., Renewal Project .....	\$ 62,300.00	
80	Pittsburgh Bicentennial Association .....	25,000.00	
81	Pennsylvania Association for Blind .....	30,000.00	
82	Soho Public Baths .....	30,000.00	
83	Lawrenceville Neighborhood House .....	30,000.00	
84	Educational Television Program—Station "WJED" ..	12,500.00	
85	Concerts—Pittsburgh Symphony Orchestra .....	35,000.00	
95	Woods Run Settlement .....	2,000.00	
96	Western Pennsylvania Historical Society.....	2,000.00	
		\$	228,800.00
97	Celebrations .....	\$ 18,000.00	
		\$	18,000.00
<b>OFFICE OF CIVILIAN DEFENSE</b>			
98	Salaries, Regular Employees .....	\$ 15,886.00	
99	Miscellaneous Services and Supplies .....	5,472.00	
99-1	Equipment .....	1 050.00	
		\$	22,408.00
<b>GRAND TOTAL.....</b>			<b>\$54,499,398.00</b>

Section 6. The appropriations heren made to the respective code accounts other than such as are specifically re- quired to be made by the laws of the Commonwealth of Pennsylvania are sub- ject to transfer by Council, if in its judgment the interests of the City re- quire a diversion of such appropriations in whole or in part to other code ac- counts.

Section 7. That any Ordinance or part of Ordinance, conflicting with the pro- visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 333.

## No. 551

**AN ORDINANCE**—Fixing the number of officers and employees of all depart- ments of the City of Pittsburgh, and the rate of compensation thereof.

*The Council of the City of Pittsburgh*

hereby enacts as follows:

Section 1. That from and after the first day of January, 1959, the number of of- ficers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, shall be and the same are hereby fixed and established as herein set forth:

Section 2.

COUNCIL

Nine Councilmen .....	\$10,000.00 each per annum
Budget Controller (G. 16-S. 2) .....	9,390.00 per annum
Stenographer-Clerk .....	4,811.00 per annum
Utilities Consultant (part-time) .....	4,621.00 per annum

Section 3.

CITY CLERK'S OFFICE

City Clerk (G. 16-S. 2) .....	\$ 9,390.00 per annum
Assistant City Clerk (G. 10-S. 1) .....	7,124.00 per annum
Clerk .....	6,085.00 per annum
Stenotype-Reporter .....	5,361.00 per annum
Clerk .....	5,341.00 per annum
Driver-Clerk .....	5,852.48 per annum
Clerk .....	5,239.00 per annum
Clerk .....	4,997.00 per annum
Janitor .....	3,593.00 per annum

Section 4.

MAYOR'S OFFICE

Mayor .....	\$20,000 per annum
Executive Secretary .....	10,112.00 per annum
Assistant Executive Secretary .....	6,638.00 per annum
Two Assistant Secretaries .....	6,638.00 each per annum
Secretary of Mayor's Committee for a Cleaner City .....	4,621.00 per annum
Secretary of Public Relations .....	6,638.00 per annum
Stenographer .....	4,240.00 per annum
Chauffeur-Clerk .....	5,852.48 per annum
Two Stenographer-Clerks .....	4,083.00 each per annum
Information Clerk .....	3,593.00 per annum
Stenographer-File Clerk .....	4,083.00 per annum

Section 5.

POLICE MAGISTRATES

Six Police Magistrates .....	\$ 7,243.00 each per annum
Clerk .....	5,361.00 per annum

Section 6.

MORALS COURT

Chief Clerk .....	\$ 5,361.00 per annum
Magistrate's Clerk .....	3,923.00 per annum
Stenographer-Clerk .....	4,240.00 per annum

Section 7.

TRAFFIC COURT

Office Manager .....	\$ 5,818.00 per annum
Clerk .....	5,480.00 per annum
Cashier-Clerk .....	4,875.00 per annum
Assistant Cashier .....	4,875.00 per annum
Statistician .....	4,240.00 per annum
Four Stenographers .....	3,923.00 each per annum
Seven Typists .....	3,593.00 each per annum
Supervisor of Business Machines .....	4,020.00 per annum
Assistant Supervisor of Business Machines .....	3,795.00 per annum
Seven Business Machine Operators .....	3,593.00 each per annum
Four Clerks .....	3,593.00 each per annum
Two Typists-Clerks .....	3,593.00 each per annum

Section 8.

COMMISSION ON HUMAN RELATIONS

Executive Director (G. 15-S. 3) .....	\$ 9,247.00 per annum
Deputy Director (G. 9-S. 2) .....	7,123.00 per annum
Assistant Director (G. 8-S. 2) .....	6,643.00 per annum
Secretary .....	3,598.00 per annum
Stenograph-Clerk .....	3,593.00 per annum
Stenographer .....	3,371.00 per annum
Field Investigator (G. 2-S. 3) .....	5,016.00 per annum
Housing Specialist (G. 6-S. 2) .....	6,047.00 per annum
Research Analyst (G. 6-S. 2) .....	6,047.00 per annum
Statistical Clerk-Stenographer .....	3,980.00 per annum

Section 9.

DEPARTMENT OF CITY CONTROLLER

City Controller .....	\$ 9,765.00 per annum
Deputy City Controller (G. 14-S. 6) .....	9,713.00 per annum
Chief Accountant (G. 10-S. 1) .....	7,124.00 per annum
Solicitor .....	6,656.00 per annum
Secretary .....	5,480.00 per annum
Senior Traveling Auditor (G. 6-S. 1) .....	5,847.00 per annum
15 Junior Traveling Auditors .....	4,875.00 each per annum
Inspector-Engineer (G. 10-S. 2) .....	7,574.00 per annum
Two Field Inspectors (G. 5-S. 3) .....	5,972.00 each per annum
Three Field Inspectors .....	4,997.00 each per annum
Auditor of Claims (G. 11-S. 2) .....	7,943.00 per annum
Accountant (G. 5-S. 1) .....	5,672.00 per annum
Accountant (G. 6-S. 3) .....	6,197.00 per annum
Supervisor of Invoices (G. 3-S. 2) .....	5,318.00 per annum
Control Clerk .....	4,748.00 per annum
Two Auditors .....	4,875.00 each per annum
Assistant Auditor .....	4,211.00 per annum
Assembly Clerk .....	4,114.00 per annum
Check Writing Machine Operator .....	3,987.00 per annum
Two Bookkeeping Machine Operators .....	3,987.00 each per annum
Chief Bookkeeper (G. 5-S. 2) .....	5,822.00 per annum
Office Manager (G. 10-S. 2) .....	7,349.00 per annum
Supervisor Clerk (G. 3-S. 2) .....	5,318.00 per annum
Accountant (G. 3-S. 1) .....	5,168.00 per annum
Utility Clerks, as needed .....	373.00 each per month
Utility Clerks, as needed .....	368.00 each per month
Utility Clerks, as needed .....	354.00 each per month
Utility Clerks, as needed .....	341.00 each per month
Utility Clerks, as needed .....	328.00 each per month
Utility Clerks, as needed .....	323.00 each per month
Utility Clerks, as needed .....	317.00 each per month
Utility Clerks, as needed .....	303.00 each per month
Utility Clerks, as needed .....	289.00 each per month
Utility Clerks, as needed .....	274.00 each per month

Section 10.

DEPARTMENT OF CITY TREASURER

City Treasurer .....	\$12,600.00 per annum
Assistant to Treasurer .....	5,651.00 per annum
Chief Clerk (G. 9-S. 1) .....	6,898.00 per annum
Cashier (G. 8-S. 3) .....	6,843.00 per annum
Floorman (Grade 2-S. 1) .....	4,716.00 per annum
Assistant Cashier (G. 3-S. 5) .....	5,768.00 per annum
Assistant Cashier (G. 2-S. 4) .....	5,166.00 per annum

Assistant Cashier .....	4,500.00 per annum
Bond Clerk .....	4,997.00 per annum
Window Clerk .....	4,997.00 per annum
Treasurer's Supervisor (G. 7-S. 5) .....	6,797.00 per annum
Window Clerk .....	4,913.00 per annum
Two Window Clerks .....	4,595.00 each per annum
Supervisor-Window Clerks (G. 4-S. 3) .....	5,636.00 per annum
Accountant (G. 8-S. 3) .....	6,843.00 per annum
Window Clerk .....	4,875.00 per annum
Bookkeeper .....	4,500.00 per annum
Four Towing and Impounding Clerks .....	4,259.00 each per annum
Two Clerks .....	4,019.00 each per annum
Secretary .....	4,019.00 per annum
Bookkeeper .....	3,974.00 per annum
Five Record Clerks .....	3,694.00 each per annum
Stenographer-Clerk .....	5,468.00 per annum
Two Stenographers .....	3,974.00 each per annum
Real Estate and Assessment Consultant .....	6,217.00 per annum
Messenger .....	3,768.00 per annum
Field Collector .....	3,768.00 per annum
Dog License Collector .....	4,997.00 per annum
Two Investigators .....	4,875.00 each per annum
Machine Supervisor (G. 8-S. 3) .....	6,843.00 per annum
Assistant Machine Supervisor (G. 3-S. 5) .....	5,768.00 per annum
Assistant Machine Supervisor (G. 3-S. 2) .....	5,318.00 per annum
Assembly Clerk .....	3,848.00 per annum
Supervisor of Receipts .....	6,037.00 per annum
Supervisor of Internal Proof (G. 3-S. 1) .....	5,168.00 per annum
12 Billing Machine Operators .....	3,776.00 each per annum
Seven Individual Bookkeepers .....	3,620.00 each per annum
12 Utility Clerks .....	3,620.00 each per annum
Supervisor Clerk .....	5,613.00 per annum
Adjuster of Taxes and Accounts .....	5,148.00 per annum
Clerk .....	3,936.00 per annum
Supervisor of Payrolls (G. 8-S. 3) .....	6,843.00 per month
Assistant Supervisor of Payrolls .....	5,699.00 per annum
Clerk-Payrolls .....	4,419.00 per annum
Two Clerks-Payrolls .....	3,936.00 each per annum
Three Auditors-Payrolls .....	3,936.00 each per annum
Two Auditors-Payroll Investigators .....	4,393.00 each per annum
Auditor-Investigator .....	6,134.00 per annum
Assistant Machine Supervisor .....	5,142.00 per annum
13 Auditor-Investigators .....	4,875.00 each per annum
Five Cashiers .....	4,595.00 each per annum
Senior Machine Operator .....	5,142.00 per annum
Four Machine Operators .....	4,621.00 each per annum
Two Utility Clerks .....	4,101.00 each per annum
Two Temporary Rate and Assessment Clerks .....	3,974.00 each per annum
Chief Recorder of Transfers and Separations .....	5,341.00 per annum
Recorder of Transfers and Exonerations (G. 3-S. 4) .....	5,618.00 per annum
Water Rents and Rates Investigator .....	3,740.00 per annum
Recorder of Transfers .....	5,148.00 per annum
Parking Meter Cashier Supervisor .....	5,256.00 per annum
Parking Meter Cashier .....	4,811.00 per annum
Three Assistant Parking Meter Cashiers .....	4,456.00 each per annum
Three Field Collectors .....	4,565.00 each per annum
Three Cashiers .....	4,595.00 each per annum
Senior Machine Operator .....	5,142.00 per annum
Two Machine Operators .....	4,621.00 each per annum
Auditor-Supervisor (G. 3-S. 1) .....	5,168.00 per annum
Two Auditor-Investigators .....	4,875.00 each per annum

Investigator Supervisor -----	4,875.00 per annum
Investigator -----	6,396.00 per annum
Ten Investigators -----	4,245.00 each per annum
Chief Clerk -----	6,699.00 per annum
Counter Clerk -----	5,293.00 per annum
Sheriff Sale Clerk -----	4,799.00 per annum
Assistant Sheriff Sale Clerk -----	4,481.00 per annum
Assistant Sheriff Sale Clerk -----	4,259.00 per annum
Bookkeeper -----	4,595.00 per annum
Three Clerks -----	4,595.00 each per annum
Stenographer-Clerk -----	3,974.00 per annum
Clerk -----	3,768.00 per annum
Two Record Clerks -----	3,694.00 each per annum
Typist -----	3,694.00 per annum
Window Clerk -----	4,595.00 per annum
Chief Wharf Parking Attendant, as needed -----	4,682.00 per annum
Eight Wharf Parking Attendants, as needed -----	3,975.00 each per annum
Utility Clerks, as needed -----	373.00 each per month
Utility Clerks, as needed -----	368.00 each per month
Utility Clerks, as needed -----	354.00 each per month
Utility Clerks, as needed -----	341.00 each per month
Utility Clerks, as needed -----	328.00 each per month
Utility Clerks, as needed -----	317.00 each per month
Utility Clerks, as needed -----	303.00 each per month
Utility Clerks, as needed -----	289.00 each per month
Utility Clerks, as needed -----	274.00 each per month
Clerks, as needed -----	308.00 each per month
Machine Operators, as needed -----	11.55 each per day

#### Section 11.

#### DEPARTMENT OF LAW

City Solicitor -----	\$12,600.00 per annum
First Assistant City Solicitor (G. 15-S. 5) -----	9,747.00 per annum
Two Special Assistant City Solicitors (G. 13-S. 4) -----	8,930.00 each per annum
Assistant City Solicitor in Charge of Workmen's Compensation -----	8,421.00 per annum
Workmen's Compensation Statistician -----	6,037.00 per annum
Safety Engineer in Charge of Workmen's Compensation -----	6,037.00 per annum
Five Assistant City Solicitors -----	8,421.00 each per annum
Two Assistant City Solicitors -----	7,797.00 each per annum
Three Assistant City Solicitors -----	7,243.00 each per annum
Chief Clerk (G. 8-S. 4) -----	7,043.00 per annum
Library Clerk -----	4,369.00 per annum
Chief Investigator -----	6,396.00 per annum
Eight Investigators -----	4,875.00 each per annum
Five Legal Stenographers -----	4,621.00 each per annum
Legal Stenographer -----	4,495.00 per annum
Clerk -----	4,177.00 per annum
Messenger-Clerk -----	4,177.00 per annum
Lien Clerk -----	6,396.00 per annum
Assistant Lien Clerk -----	5,361.00 per annum
Claim Clerk -----	3,773.00 per annum
Municipal Improvement Clerk -----	6,396.00 per annum
Assistant Municipal Improvement Clerk -----	5,361.00 per annum
Tax Clerk -----	5,844.00 per annum
Legal Stenographer -----	4,369.00 per annum
Legal File Clerk -----	3,800.00 per annum
Legal Reporter -----	5,361.00 per annum
Stenographer-Clerk -----	4,240.00 per annum

Section 12.

COLLECTION OF DELINQUENT CITY AND SCHOOL TAX LIENS

Solicitor .....	\$ 9,437.00 per annum
Assistant Solicitor .....	7,190.00 per annum
Three Lien Clerks .....	5,056.00 each per annum
Three Legal Stenographers .....	3,775.00 each per annum
Three Stenographers .....	3,421.00 each per annum
Two Clerks .....	3,540.00 each per annum
Chief Investigator .....	6,067.00 per annum
Four Investigators .....	4,247.00 each per annum
Title Searcher .....	4,425.00 per annum

Section 13.

CIVIL SERVICE COMMISSION

President .....	\$ 5,963.00 per annum
Two Commissioners .....	5,963.00 each per annum
Secretary and Chief Examiner .....	6,277.00 per annum
Assistant Examiner .....	5,783.00 per annum
Chief Clerk .....	6,085.00 per annum
Chief Investigator .....	5,300.00 per annum
Clerk .....	4,824.00 per annum
Assistant Payroll Clerk "A" .....	3,886.00 per annum
Assistant Payroll Clerk "B" .....	3,605.00 per annum
Counter Clerk .....	4,240.00 per annum
Stenographer-Reporter .....	4,495.00 per annum
Assistant Counter Clerk .....	3,294.00 per annum
Stenographer-Clerk "A" .....	3,886.00 per annum
Stenographer-Clerk "B" .....	3,694.00 per annum
Nurse .....	4,498.00 per annum
Superintendent of Medical Examiners .....	5,239.00 per annum
Payroll Clerk .....	5,674.00 per annum
Personnel Roster Clerk .....	3,385.00 per annum
Medical Examiner—Eyes—\$30.00 per Session	

Section 14.

DEPARTMENT OF CITY PLANNING

PLANNING ADMINISTRATION AND SERVICE DIVISION  
GENERAL OFFICE SECTION

Planning Director .....	\$12,600.00 per annum
Urban Renewal Coordinator (G. 15-S. 6) .....	9,997.00 per annum
Chief Planner (G. 14-S. 1) .....	8,463.00 per annum
Office Manager (G. 5-S. 4) .....	6,122.00 per annum
Administrative Assistant .....	5,256.00 per annum
Senior Secretary-Reporter .....	4,748.00 per annum
Secretary-Reporter .....	4,165.00 per annum
Secretary .....	3,974.00 per annum
Assistant Secretary .....	3,699.00 per annum
Messenger-Clerk .....	3,535.00 per annum

Section 15.

LOT PLAN SECTION

Senior Planning Engineer (G. 9-S.2) .....	\$ 7,123.00 per annum
Planning Engineer (G. 7-S.3) .....	6,397.00 per annum
Draftsman, II .....	4,684.00 per annum

Section 16.

MAPPING SECTION

Geodetic Engineer (G. 9-S.2) .....	\$ 7,123.00 per annum
Topographic Engineer (G. 7-S.3) .....	6,397.00 per annum
Assistant Geodetic Engineer (G. 7-S.1) .....	6,047.00 per annum
Assistant Topographic Engineer (G. 5-S.1) .....	5,672.00 per annum
Two Topographic Assistants .....	4,386.00 each per annum



Section 17.

ZONING SECTION

Zoning Engineer (G. 9-S.2) -----	\$ 7,123.00 per annum
Assistant Zoning Engineer (G. 7-S.2) -----	6,197.00 per annum
Draftsman, III -----	5,239.00 per annum
Two Draftsmen, II -----	4,684.00 each per annum

Section 18.

RESEARCH SECTION

Senior Research Analyst (G. 9-S.2) -----	\$ 7,123.00 per annum
Research Analyst (G. 7-S.5) -----	6,797.00 per annum
Statistician -----	5,287.00 per annum
Research Assistant -----	4,627.00 per annum
Typist-Clerk -----	3,790.00 per month
Two Junior Clerks -----	3,380.00 each per annum

Section 19.

COMMUNITY DEVELOPMENT DIVISION  
RENEWAL SECTION

Senior Planner, I (G. 12-S.1) -----	\$ 8,000.00 per annum
Associate Planner, II (G. 9-S.2) -----	7,123.00 per annum
Associate Planner, II (G. 9-S.1) -----	6,898.00 per annum
Associate Planner, I (G. 7-S.3) -----	6,397.00 per annum
Draftsman, IV -----	5,287.00 per annum
Draftsman, III -----	5,239.00 per annum
Draftsman, II -----	4,684.00 per annum

Section 20.

SPECIAL PROJECTS SECTION

Senior Planner, I (G. 11-S.3) -----	\$ 8,023.00 per annum
Associate Planner, III (G. 10-S.1) -----	7,124.00 per annum
Two Associate Planner, I (G. 7-S.4) -----	6,597.00 each per annum
Draftsman, I -----	4,329.00 per annum

Section 21.

LONG RANGE PLANNING DIVISION

Assistant Planning Director (G. 16-S.5) -----	\$10,440.00 per annum
Senior Planner, III (G. 14-S.1) -----	8,463.00 per annum
Associate Planner, IV (G. 11-S.1) -----	7,713.00 per annum
Associate Planner, III (G. 10-S.1) -----	7,124.00 per annum
Associate Research Analyst, II (G. 9-S.1) -----	6,898.00 per annum
Draftsman, IV -----	5,287.00 per annum
Draftsman, II -----	4,684.00 per annum
4 Planning Internes (3 Months each) -----	1,175.00 each per annum

Section 22.

BOARD OF ADJUSTMENT

Chairman -----	\$ 6,638.00 per annum
Two Members -----	6,085.00 each per annum
Secretary-Engineer (G. 8-S.1) -----	6,443.00 per annum
Evidence Stenographer -----	4,748.00 per annum
Counter Clerk -----	4,875.00 per annum

Section 23.

ART COMMISSION

Executive Secretary -----	\$ 3,593.00 per annum
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Section 24.

DEPARTMENT OF SUPPLIES  
GENERAL OFFICE

Director	\$12,600.00 per annum
Chief Clerk (G. 8-S.4)	7,133.00 per annum
Specification Clerk	5,844.00 per annum
Inquiry Clerk	4,447.00 per annum
Tabulating Clerk	4,997.00 per annum
Clerk-Stenographer	3,923.00 per annum
Stenographer	3,904.00 per annum
Stenographer-Clerk	3,524.00 per annum
Utility Clerk	3,321.00 per annum
Typist	3,558.00 per annum
Supervisor of Warehouse	4,694.00 per annum
Chauffeur-Delivery Man	5,852.48 per annum
Assistant Inquiry Clerk	3,694.00 per annum
Tabulating Clerk	3,830.00 per annum
Accountant	3,975.00 per annum
Assistant Tabulating Clerk	3,694.00 per annum
Junior Clerk	3,987.00 per annum
Estimate Checker	5,699.00 per annum
Senior Clerk (G. 4-S.2)	5,486.00 per annum
Contract Clerk	4,621.00 per annum
Stenographer-Clerk	3,614.00 per annum

Section 25.

BUREAU OF TESTS

Superintendent (G. 13-S.2)	\$ 8,470.00 per annum
Stenographer-Clerk	4,019.00 per annum
Senior Chemist (G. 10-S.1)	7,124.00 per annum
Chemist (G. 5-S.3)	5,972.00 per annum
Two Junior Chemists (G. 2-S.3)	5,016.00 each per annum
Inspector Chemist	4,748.00 per annum
Laboratory Assistant	4,019.00 per annum
Materials Engineer (G. 7-S.4)	6,597.00 per annum
Chief Inspector (G. 5-S.3)	5,972.00 per annum
Four Materials Inspectors	4,875.00 each per annum
Weights and Measures Inspector	4,875.00 per annum
Auto Truck Driver	5,852.48 per annum
Asphalt Technologist (G. 9-S.1)	6,898.00 per annum
Assistant Asphalt Technologist (G. 5-S.2)	5,822.00 per annum
Two Asphalt Analysts	5,142.00 each per annum

Section 26.

DIVISION OF SURPLUS FOOD PROGRAM

Supervisor	\$ 5,700.00 per annum
Assistant Supervisor	4,700.00 per annum
Clerk-Investigatoors, as needed	4,000.00 each per annum
Stenographer-Clerks, as needed	3,800.00 each per annum

Section 27.

DEPARTMENT OF LANDS AND BUILDINGS  
GENERAL OFFICE

Director	\$12,600.00 per annum
City Architect (G. 9-S.4)	7,573.00 per annum
Work Inspector	5,155.00 per annum
Stenographer	4,419.00 per annum
Stenographer	3,593.00 per annum

Section 28.

BUREAU OF ACCOUNTS AND ADMINISTRATION

Office Manager (G. 8-S.2) .....	\$ 5,822.00 per annum
Assistant Office Manager (G. 5-S.2) .....	4,925.00 per annum
Assistant Bookkeeper .....	4,203.00 per annum
Assistant Bookkeeper .....	5,143.00 per annum
Job Cost Clerk .....	4,919.00 per annum
Storekeeper Clerk .....	3,593.00 each per annum
Three Stenographers .....	3,593.00 per annum
Stenographer-Clerk .....	5,722.00 each per annum
Two Real Estate Clerks .....	4,875.00 per annum
Assistant Real Estate Clerk .....	4,430.00 per annum
Assistant Real Estate Clerk .....	4,094.00 per annum
Assistant Real Estate Clerk .....	3,763.00 per annum
Information Receptionist .....	6,396.00 per annum
Real Estate Appraiser .....	6,643.00 per annum

Section 29.

BUREAU OF REPAIRS

Superintendent of Repairs (G. 12-S.2) .....	\$ 8,207.00 per annum
Construction and Repair Supervisor (G. 8-S.3) .....	6,843.00 per annum
Blacksmith-Welder .....	6,879.00 per annum
Two Truck Drivers .....	5,852.48 each per annum
Working Foreman of Carpenters .....	31.90 per day
Six Carpenters .....	29.40 each per day
Working Foreman of Plumbers .....	34.00 per day
Seven Plumbers .....	32.00 each per day
Plumber (Parks and Recreation) .....	32.00 per day
Working Foreman of Painters .....	29.60 per day
Eight Painters .....	27.60 each per day
Two Painters .....	27.60 each per day
Painter, as needed .....	27.60 per day
Working Foreman of Electricians .....	36.80 per day
Seven Electricians .....	34.80 each per day
Two Electricians (Parks and Recreation) .....	34.80 each per day
Two Steamfitters .....	32.00 each per day
Cement Finisher .....	29.20 per day
Two Plasterers .....	30.60 each per day
Two Bricklayers .....	33.60 each per day
Three Slaters and Tinnerns .....	27.80 each per day
Two Slaters and Tinnerns, as needed .....	27.80 each per day
Two Skilled Laborers, 250-260 days each .....	15.83 each per day
Skilled Laborers, as needed .....	15.45 each per day
Hod Carrier .....	21.60 per day
Plumber's Laborer .....	19.60 per day

Section 30.

BUREAU OF OPERATING MAINTENANCE

Superintendent of Property (G. 8-S.1) .....	\$ 6,443.00 per annum
Assistant Superintendent of Property (G. 4-S.4) .....	5,786.00 per annum
Superintendent, North Side Market (G. 3-S.3) .....	5,468.00 per annum
Custodian of Buildings (G. 3-S.2) .....	5,318.00 per annum
Three Elevator Operators .....	3,783.00 each per annum
Eight Elevator Operators .....	3,923.00 each per annum
Auto Truck Driver .....	5,852.48 per annum
Elevator Dispatcher .....	4,211.00 per annum
14 Wall Washers .....	3,694.00 each per annum
13 Laborers, Building .....	3,694.00 each per annum
41 Cleaners .....	3,124.00 each per annum
Attendants, Male, as needed .....	3,404.00 each per annum

Attendants, Female, as needed	3,404.00 each per annum
Head Janitor (G. 1-S.1)	4,438.00 per annum
Elevator Maintenance Man	32.44 per day
Chief Engineer	8,000.00 per annum
Seven Engineers, 302-312 days each	25.28 each per day
Six Apprentice Engineers, 302-312 days each	23.28 each per day
Relief Roving Engineer, 302-312 days	25.28 per day
18 Laborers, 302-312 days each	14.04 each per day
19 Janitors, 302-312 days each	14.04 each per day
Four Watchmen, 302-312 days each	14.45 each per day
Upholsterer	20.60 per day

In addition to the above, the following employees in the Bureau of Operating Maintenance shall be paid each year, an additional sum of \$75.00 for the purchase of uniforms: ELEVATOR DISPATCHER AND 11 ELEVATOR OPERATORS.

#### Section 31.

#### DEPARTMENT OF PUBLIC SAFETY GENERAL OFFICE

Director	\$12,600.00 per annum
Chief Clerk (G. 8-S.3)	6,843.00 per annum
Assistant Chief Clerk	5,003.00 per annum
Administrative Assistant (G. 3-S.3)	5,468.00 per annum
Assistant Secretary—Firemen's Relief and Pension Fund	4,240.00 per annum
Clerk	3,974.00 per annum
Multigraph Operator	3,923.00 per annum
Director of Police and Firemen's Band	5,480.00 per annum

#### Section 32.

#### FRIENDLY SERVICE BUREAU

Superintendent-Detective	\$ 5,933.00 per annum
Four Assistant Superintendents	4,621.00 each per annum

#### Section 33.

#### DIVISION OF TRAFFIC INFORMATION

Supervision of Traffic Information (G. 5-S.4)	\$ 6,122.00 per annum
Assistant Supervisor of Traffic Information	5,031.00 per annum
Two Accident Statistical Clerks	4,369.00 each per annum
Stenographer-Clerk	4,240.00 per annum
Stenographer-Clerk	3,783.00 per annum
Accident Analyst	4,748.00 per annum
Two Typists, Temporary	8.41 each per day

#### Section 34.

#### MEDICAL DIVISION

Chief, Public Safety Surgeon	\$10,112.00 per annum
Assistant Public Safety Surgeon (part-time)	3,571. 0 per annum
Nurse	4,498.00 per annum

#### Section 35.

#### DIVISION OF ACCOUNTS AND PERMITS

Two Assistant Chief Clerks	\$ 5,239.00 each per annum
Stenographer-Clerk	3,923.00 per annum
Permit Clerk	4,811.00 per annum

#### Section 36.

#### BUREAU OF POLICE

Superintendent	\$11,025.00 per annum
Four Assistant Superintendents	8,000 each per annum
Administrative Assistant	6,450.00 per annum
Captain of Traffic	6,450.00 per annum

10 Sergeants of Traffic .....	5,975.00 each per annum
Chief Clerk .....	5,783.00 per annum
Police Photographer .....	6,450.00 per annum
Stenographer-Clerk .....	4,997.00 per annum
Stenographer-Clerk .....	4,589.00 per annum
Stenographer-Clerk .....	4,240.00 per annum
Stenographer-Clerk .....	4,184.00 per annum
Four Stenographer-Clerks .....	3,593.00 each per annum
Clerk-Typist .....	3,457.00 per annum
Stenographer-Clerk .....	3,740.00 per annum
Four Stenographers-Record Clerks, Division of Communi- cations and Records .....	3,457.00 each per annum
Clerk, Division of Communications and Records .....	3,974.00 per annum
Firearms Instructor .....	6,450.00 per annum
Lieutenant, Division of Communications and Records .....	6,345.00 per annum
10 Signal Service Operators, Division of Communications and Records .....	6,442.00 each per annum
Chief Radio Operator, Division of Communications and Records .....	8,000.00 per annum
10 Radio Operators, Division of Communications and Records .....	7,350.00 each per annum
Two Clerks .....	4,184.00 each per annum
Clerk .....	3,974.00 per annum
Clerk .....	3,768.00 per annum
Clerk .....	3,694.00 per annum
Inspector of Traffic .....	7,290.00 per annum
Seven Inspectors of Police .....	7,290.00 each per annum
Lieutenant of River Patrol .....	6,345.00 per annum
Six Detective-Sergeants .....	6,235.00 each per annum
Eight Lieutenants of Traffic .....	6,345.00 each per annum
37 Lieutenants .....	6,345.00 each per annum
46 Sergeants .....	5,975.00 each per annum
16 Turnkeys .....	5,450.00 each per annum
1260 Patrolmen:	
First Year .....	4,400.00 each per annum
Second Year .....	4,873.00 each per annum
Third Year .....	5,135.00 each per annum
Fourth Year .....	5,450.00 each per annum
Police Investigator of Child Delinquency .....	6,975.00 per annum
Captain of Detectives .....	6,555.00 per annum
Two Lieutenants of Detectives .....	6,450.00 each per annum
37 Detectives .....	6,150.00 each per annum
Detective—First Grade .....	5,765.00 each per annum
Detective—Second Grade .....	5,660.00 each per annum
Detective—Third Grade .....	5,555.00 each per annum
Chief Identification Officer .....	6,345.00 per annum
Three Identification Officers .....	5,450.00 each per annum
Woman Police Captain .....	5,450.00 per annum
Woman Police Lieutenant—School Guards .....	5,450.00 per annum
Two School Guard Sergeants .....	4,138.00 each per annum
13 Women Police .....	4,138.00 each per annum
11 Matrons .....	3,770.00 each per annum
Captain of Police School .....	6,450.00 per annum
Chauffeur .....	4,240.00 per annum
190 School Guards, 10 months each without deduction for school vacation and holidays, except during the months of July and August, 200 days each .....	6.57 each per day
20 School Guards, Special Officers, Clean-up Campaign without deduction for School vacation and Holidays, 265 days each .....	6.57 each per day

In addition to the above, each of the following employees in the Bureau of Police shall be paid during the month of April of each year an additional sum of \$75.00 for the purchase of uniforms: Exception, new man at time of appointment.

Superintendent  
 Assistant Superintendents  
 Administrative Assistant  
 Inspectors of Police  
 Captain of Traffic  
 Sergeants of Traffic  
 Lieutenants of Police  
 Lieutenants of Traffic  
 Sergeants  
 Turnkeys  
 Communication Officers  
 Patrolmen  
 Firearms Instructor  
 Lieutenant, Division of Communications and Records  
 Lieutenant of River Patrol  
 Inspector of Traffic  
 Captain of Police School

Section 37.

DIVISION OF TOWING AND IMPOUNDING

10 Tow Truck Operators (Winch) ----- \$ 5,989.96 each per annum

Section 38.

BUREAU OF FIRE

Chief ----- \$11,025.00 per annum  
 Four Deputy Chiefs ----- 8,000.00 each per annum  
 15 Battalion Chiefs ----- 7,290.00 each per annum  
 Battalion Chief, Fire Prevention ----- 7,290.00 per annum  
 Two Training School Instructors ----- 6,450.00 each per annum  
 Two Captains—Fire Boat ----- 6,345.00 each per annum  
 140 Captains ----- 6,345.00 each per annum  
 929 Hosemen and Laddermen:  
     First Year ----- 4,400.00 each per annum  
     Second Year ----- 4,873.00 each per annum  
     Third Year ----- 5,135.00 each per annum  
     Fourth Year ----- 5,450.00 each per annum  
 Administrative Assistant ----- 6,450.00 per annum  
 Stenographer-Reporter ----- 4,589.00 per annum  
 Storekeeper ----- 3,923.00 per annum  
 \*Drivers and Tillermen ----- 1.05 each per day  
 "—Daily rate to be paid quarterly to Hosemen and Laddermen when assigned as  
 Fire Equipment Drivers or Tillermen.

In addition to the above each of the following employees in the Bureau of Fire shall be paid during the month of April of each year an additional sum of \$75.00 for the purchase of uniforms: Exception, new man at time of appointment.

Chief  
 Deputy Chiefs  
 Battalion Chiefs  
 Battalion Chief, Fire Prevention  
 Captains  
 Captains—Fire Boat  
 Training School Instructor  
 Hosemen and Laddermen

Section 39.

BUREAU OF ELECTRICITY

Division Superintendent ----- \$ 9,189.00 per annum  
 Deputy Superintendent ----- 7,866.00 per annum  
 Office Manager (G. 2-S.4) ----- 5,166.00 per annum  
 Senior Designing Draftsman (G. 6-S.3) ----- 6,197.00 per annum

Account Clerk .....	4,369.00 per annum
Storekeeper .....	3,923.00 per annum
Chief Fire Alarm Operator .....	7,673.00 per annum
13 Fire Alarm Operators .....	7,350.00 each per annum
Four Police Box Inspectors .....	7,350.00 each per annum
Two Fire Alarm Box Inspectors .....	7,350.00 each per annum
Two Line Foremen .....	7,673.00 each per annum
11 Linement .....	7,350.00 each per annum
Two Cable Splicers .....	7,350.00 each per annum
Batteryman .....	7,350.00 per annum
Instrument Repairman .....	7,350.00 per annum
Chief Telephone Operator .....	4,211.00 per annum
14 Telephone Operators .....	3,975.00 each per annum
Painter .....	27.60 per day

#### Section 40.

#### BUREAU OF BUILDING INSPECTION

Superintendent (G. 15-S.6) .....	\$ 9,997.00 per annum
Chief Clerk (G. 6-S.4) .....	6,397.00 per annum
Secretary, Board of Standards and Appeals .....	600.00 per annum
Stenographer-Clerk .....	4,240.00 per annum
Two Stenographer-Clerks .....	3,593.00 each per annum
Three Clerks .....	3,987.00 each per annum
Recorder of Transfers .....	5,148.00 per annum
Recorder of Building Permits and Transfers .....	4,419.00 per annum

#### Section 41.

#### DIVISION OF ENGINEERING

Chief Engineer (G. 13-S.6) .....	\$ 9,390.00 per annum
Senior Plan Examiner (G. 9-S.3) .....	7,348.00 per annum
Engineer (G. 10-S.3) .....	7,574.00 per annum
Inspector-Plan Examiner (G. 9-S.2) .....	7,123.00 per annum
Zoning Specialist .....	5,975.00 per annum
Zoniny Clerk .....	5,480.00 per annum
Engineer (part-time 60 hours per month \$400.00 per month) ..	4,800.00 per annum

#### Section 42.

#### DIVISION OF INSPECTION

Assistant Superintendent (G. 9-S.4) .....	\$ 7,573.00 per annum
11 Building Construction Inspectors .....	6,986.00 each per annum
Two Sign Inspectors .....	7,326.00 each per annum
Plastering Inspector .....	6,137.00 per annum
Inspector of Explosives .....	6,085.00 per annum
Inspector of Fuel .....	6,085.00 per annum
Three Warm Air Heating Inspectors .....	7,075.00 each per annum
Five Patrol Inspectors .....	5,239.00 each per annum
Four Structural and Construction Inspectors .....	7,326.00 each per annum
Chief Electrical Wiring Inspector .....	7,673.00 per annum
Technical Assistant (Electric Wiring Inspection) .....	7,350.00 per annum
Seven Electric Wiring Inspectors .....	7,350.00 each per annum
Examiner of Applicants for Stationary Engineer's License .....	6,887.00 per annum
Stenographer .....	3,987.00 per annum
12 Construction and Occupancy Investigators .....	5,239.00 each per annum
Wrecking Foreman, 300-310 days .....	15.51 per day
Two Laborers, 300-310 days each .....	14.79 each per day

#### Section 43.

#### BUREAU OF TRAFFIC PLANNING OFFICE SECTION

Traffic Engineer (G. 17-S.5) .....	\$11,525.00 per annum
Associate Traffic Engineer (G. 16-S.3) .....	9,740.00 per annum

Assistant Traffic Engineer (G. 12-S.1)	8,000.00 per annum
Planning Engineer (G. 11-S.2)	7,943.00 per annum
Engineer of Operations (G. 11-S.2)	7,943.00 per annum
Junior Traffic Planning Draftsman	4,240.00 per annum
Supervisor of Planning (G. 7-S.2)	6,197.00 per annum
Two Supervisors of Signs and Signals (G. 5-S.2)	5,822.00 each per annum
Research Analyst (G. 5-S.2)	5,822.00 per annum
Administrative Assistant (G. 4-S.2)	5,486.00 per annum
Assistant Traffic Planner (G. 3-S.2)	5,318.00 per annum
Traffic Investigator	4,875.00 per annum
Junior Traffic Investigator	4,240.00 per annum
Field Work Chief	4,621.00 per annum
Stenographer-Clerk	4,369.00 per annum
Stenographer-Clerk	4,114.00 per annum
Stenographer-Clerk	3,783.00 per annum

Section 44.

SHOP SECTION—ADMINISTRATIVE

Superintendent of Construction and Maintenance (G. 11-S.2)	\$ 7,943.00 per annum
Assistant Superintendent of Construction and Maintenance (G. 8-S.2)	6,643.00 per annum
Maintenance Supervisor (G. 7-S.2)	6,197.00 per annum
Traffic Records Clerk	4,240.00 per annum
Material Control Supervisor	5,143.00 per annum
Record Clerk	4,357.00 per annum

Section 45.

ELECTRICAL SECTION

Two Signal Electricians	\$ 7,673.00 each per annum
18 Electric Traffic Equipment Repairmen	7,350.00 each per annum

Section 46.

PARKING METERS SECTION

Signal and Parking Meter Maintenance Foreman	\$ 6,149.00 per annum
Four Signal and Parking Meter Repairmen	5,533.00 each per annum

Section 47.

SIGNS AND MARKING SECTION

Seven Crew Foremen (Must be Truck Drivers)	\$ 5,989.96 each per annum
Three Truck Driver Operators	5,852.48 each per annum
Two Sign Maintenance Men	4,240.00 each per annum
Parking Meter Laborer, 300-310 days	14.04 per day
Two Skilled Laborers, 300-310 days each	14.56 each per day
Six Equipment Operators, 300-310 days each	14.56 each per day
Nine Maintenance Laborers, 300-310 days each	14.04 each per day
Foreman of Sign Painters	27.80 per day
Three Sign Painters	25.80 each per day
Two Temporary Traffic Survey Clerks, 100 days	10.33 each per day
Two Painters—Street Signs	27.60 each per day
Five Laborers—Street Signs, 300-310 days each	14.04 each per day
Foreman—Street Signs, 300-310 days	16.85 per day
Two Skilled Laborers—Street Signs, 300-310 days each	15.75 each per day

Section 48.

DEPARTMENT OF PUBLIC WORKS

GENERAL OFFICE

Director	\$12,600.00 per annum
Chief Engineer (G. 18-S.2)	11,248.00 per annum
Assistant Chief Engineer (G. 16-S.3)	9,740.00 per annum
Chief Clerk (G. 8-S.4)	7,043.00 per annum
Assistant Chief Clerk	4,997.00 per annum



Stenographer-Secretary .....	4,682.00 per annum
Two Stenographer-Clerks .....	4,589.00 each per annum
File Clerk .....	4,019.00 per annum
Messenger .....	4,177.00 per annum
Chauffeur .....	5,852.48 per annum

Section 49.

BUREAU OF AUTOMOTIVE EQUIPMENT

Director (G. 15-S. 6) .....	\$ 9,997.00 per annum
Two Superintendents (G. 9-S. 3) .....	7,348.00 each per annum
General Superintendent (G. 10-S. 3) .....	7,574.00 per annum
Chief Clerk (G. 3-S. 2) .....	5,318.00 per annum
Three Garage Foremen (G. 3-S. 2) .....	5,318.00 each per annum
Three Watchmen .....	4,184.00 each per annum
Two Stock Room Clerks .....	3,974.00 each per annum
Three Garage Clerks .....	3,694.00 each per annum
Utility Man .....	3,694.00 per annum
Tractor Driver .....	5 989.96 per annum
15 Auto Mechanics .....	31.00 each per day
Two Machinists .....	31.00 each per day
Two Automotive Machinists .....	31.00 each per day
Machinist-Mechanic .....	31.00 per day
Two Automotive Ignition Repairmen .....	31.00 each per day
Three Fire Equipment Machinists .....	31.00 each per day
Three Mechanic Helpers .....	29.00 each per day
Three Body and Fender Repairmen .....	31.00 each per day
Two Carpenters .....	29.40 each per day
Sign Painter .....	25.80 per day
Welder .....	31.00 per day
Three Lubricators, 276-286 days each .....	15.75 each per day
Two Tire Repairmen, 302-312 days each .....	14.95 each per day
Four Skilled Laborers, 276-286 days each .....	15.95 each per day
15 Laborers, 282-292 days each .....	14.04 each per day

Section 50.

DIVISION OF ACCOUNTING

Chief Accountant (G. 8-S. 4) .....	\$ 7,043.00 per annum
Account (G. 3-S. 1) .....	5,168.00 per annum
Clerk-Accountant .....	4,481.00 per annum
Clerk .....	3,605.00 per annum
Stenographer-Clerk .....	4,019.00 per annum
Requisition Accountant .....	4,481.00 per annum

Section 51.

DIVISION OF PHOTOGRAPHY

Photographer .....	\$ 5,480.00 per annum
Two Assistant Photographers .....	4,495.00 each per annum
Dark Room Operator .....	4,114.00 per annum

Section 52.

BUREAU OF ENGINEERING

GENERAL OFFICE

Stenographer-Clerk .....	\$ 4,184.00 per annum
Three Technical Assistants, Class "C" .....	4,621.00 each per annum
Contract Clerk .....	4,240.00 per annum
Assignment Engineer (G. 6-S. 3) .....	6,197.00 per annum
Two Assistant Engineers (G. 5-S. 1) .....	5,672.00 each per annum
Two Transistmen (G. 2-S. 2) .....	4,866.00 each per annum
Transitman (G. 2-S. 1) .....	4,716.00 per annum
Two Rodmen .....	4,240.00 each per annum
Two Chainmen .....	3,987.00 each per annum

Chief Inspector (G. 7-S. 3) .....	6,397.00 per annum
Two Inspectors .....	5,361.00 each per annum
Works Supervisor (G. 5-S. 4) .....	6,122.00 per annum
Sewer and Mine Inspector .....	6,217.00 per annum

Section 53.

DIVISION OF SURVEYS AND DESIGN

Division Engineer (G. 13-S. 2) .....	\$ 8,470.00 per annum
Structural Engineer (G. 13-S. 2) .....	8,470.00 per annum
Principal Assistant Engineer (G. 9-S. 2) .....	7,123.00 per annum
Senior Designing Draftsman (G. 6-S. 1) .....	5,847.00 per annum
Three Senior Draftsmen (G. 4-S. 3) .....	5,636.00 each per annum
Senior Draftsman (G. 4-S. 1) .....	5,336.00 per annum
Assistant Engineer (G. 4-S. 1) .....	5,336.00 per annum
Assistant Engineer (G. 4-S. 3) .....	5,636.00 per annum
Two Transitmnen (G. 2-S. 2) .....	4,866.00 each per annum
Rodman .....	4,240.00 per annum
Two Chainmen .....	3,987.00 each per annum
Custodian of Records (G. 6-S. 3) .....	6,197.00 per annum
Senior Designing Engineer (G. 9-S. 1) .....	6,898.00 per annum
Transitman (G. 2-S. 1) .....	4,716.00 per annum
Designing Draftsman .....	5,480.00 per annum
Draftsman (G. 2-S. 4) .....	5,166.00 per annum
Two Draftsmen (G. 2-S. 1) .....	4,716.00 each per annum
Chief Engineering Clerk (G. 6-S. 6) .....	6,797.00 per annum
Two Stenographers .....	4,184.00 each per annum
Stenographer .....	4,019.00 per annum

Section 54.

DIVISION OF STREETS AND SEWERS

Division Engineer (G. 13-S. 2) .....	\$ 8,470.00 per annum
Division Engineer—Highways (G. 11-S. 2) .....	8,000.00 per annum
Superintendent of Sewer Construction (G. 13-S. 2) .....	8,470.00 per annum
Supervising Engineer (G. 9-S. 5) .....	7,798.00 per annum
Construction Engineer (G. 8-S. 2) .....	6,643.00 per annum
Assistant Construction Supervisor (G. 4-S. 2) .....	5,486.00 per annum
Senior Assistant Engineer (G. 5-S. 3) .....	5,992.00 per annum
Two Assistant Engineers (G. 4-S. 3) .....	5,636.00 each per annum
Transitman (G. 2-S. 2) .....	4,866.00 per annum
Transitman (G. 2-S. 1) .....	4,716.00 per annum
Four Rodmen .....	4,240.00 each per annum
Four Chainmen .....	3,987.00 each per annum
Stenographer .....	4,184.00 per annum
Four Works Supervisors (G. 5-S. 4) .....	6,122.00 each pere annum
Two Engineering Stenographers .....	4,019.00 each per annum

Section 55.

BUREAU OF BRIDGES—HIGHWAYS AND SEWERS

Superintendent (G. 15-S. 2) .....	\$ 8,997.00 per annum
Assistant Superintendent (G. 10-S. 2) .....	7,349.00 per annum
Project Engineer (G. 10-S. 1) .....	7,124.00 per annum
14 Utility Men .....	3,923.00 each per annum
Six Special Bureau Clerks .....	3,923.00 each per annum
Stenographer .....	4,184.00 per annum
Stenographer .....	3,923.00 per annum
Chief Clerk (G. 6-S. 3) .....	6,197.00 per annum
Assistant Chief Cleerk .....	4,997.00 per annum
Duplicator and Multigraph Record Clerk .....	4,997.00 per annum
Clerk .....	4,019.00 per annum
Clerk .....	4,682.00 per annum
Messenger .....	4,019.00 per annum

Assistant Superintendent (G. 7-S. 2) -----	6,197.00 per annum
Engineering Draftsman -----	4,875.00 per annum
Nine Inspectors of Public Utilities -----	4,621.00 each per annum
Superintendent of Light (G. 8-S. 2) -----	6,643.00 per annum
Stenographer-Clerk -----	3,334.00 per annum
Inspector of Light (G. 3-S. 1) -----	5,168.00 per annum
Field Supervisor of Equipment -----	29.80 per day

Section 56.

DIVISION OFFICES

Six District Supervisors (G. 8-S. 2) -----	\$ 6,643.00 each per annum
Six Division Clerks -----	3,875.00 each per annum
Six Clerks -----	4,019.00 each per annum
26 Street Foremen (G. 5-S. 4) -----	6,122.00 each per annum
Five Street Foremen (G. 5-S. 2) -----	5,822.00 each per annum
Three Street Foremen (G. 5-S. 1) -----	5,672.00 each per annum
15 Laborers (Watchmen) 355-365 days each -----	14.04 each per day
Laborer (Watchman) 355-365 days -----	16.46 per day
17 Sweeper Operators -----	6,178.76 each per annum
Paver, 230-240 days -----	22.53 per day
Rammer, 230-240 days -----	20.65 per day
Bricklayer -----	33.60 per day
12 Tractor Operators (Bulldozer) -----	29.80 each per day
Two Hoisting and Portable Steam Motor Engineers -----	32.00 each per day
Two Apprentice Hoisting and Portable Steam and Motor Engineers -----	22.00 each per day
334 Laborers, January, February and March 23,645-24,550 days -----	14.04 each per day
Two Skilled Laborers, January, February and March, 142-147 days -----	15.32 each per day
334 Laborers, April, May and June 23,645-24,550 days -----	14.04 each per day
Two Skilled Laborers, April, May and June 142-147 days -----	15.32 each per day
334 Laborers, July, August and September, 23,645-24,550 days -----	14.04 each per day
Two Skilled Laborers, July, August and September, 142-147 days -----	15.32 each per day
334 Laborers, October, November and December, 23,645-24,550 days -----	14.04 each per day
Two Skilled Laborers, October, November and December, 142-147 days -----	15.32 each per day
59 Auto Truck Drivers -----	5,852.48 each per annum
Three Auto Truck Drivers—Trailer -----	5,989.96 each per annum
Four Auto Truck Drivers—Eductor -----	5,989.96 each per annum
15 Auto Truck Drivers—Flusher -----	5,989.96 each per annum

Laborers engaged on work in sewers shall receive ninety-three (.93c) cents per day additional to their regular wages, which additional sum shall be made chargeable to and payable from Code Account No. 1651, especially appropriated for that purpose.

Section 57.

ASPHALT PLANT

Superintendent (G. 10-S. 2) -----	\$ 7,349.00 per annum
Assistant Superintendent (G. 8-S. 5) -----	7,243.00 per annum
Clerk -----	4,589.00 per annum
Clerk -----	4,019.00 per annum
Plant Foreman (G. 5-S. 4) -----	6,122.00 per annum
Five Street Foremen (G. 5-S. 4) -----	6,122.00 each per annum
Two Street Foremen (G. 5-S. 2) -----	5,822.00 each per annum
General Foreman (G. 7-S. 2) -----	6,197.00 per annum
Chief Engineer, as needed -----	8,000.00 per annum
Two Engineers, as needed -----	25.28 each per day
Four Roller Engineers, as needed -----	29.80 each per day
Six Mixermen, as needed -----	14.79 each per day
10 Rakers, 254-264 days each -----	14.79 each per day
Four Tampers, 254-264 days each -----	14.62 each per day

17 Hot Shovelers, 254-264 days each -----	14.20 each per day
Six Plant Laborers, as needed -----	14.20 each per day
Three Laborers (Watchmen) 355-365 days each -----	14.04 each per day
Hi-Lift Operator, as needed -----	29.80 per day

Section 58.

DIVISION OF BRIDGES AND STRUCTURES

General Foreman (G. 9-S. 4) -----	\$ 7,573.00 per annum
Two Truck Drivers -----	5,852.48 each per annum
Auto Truck Driver—Winch -----	5,989.96 per annum
Structural Iron Worker Foreman -----	34.00 per day
Two Structural Iron Workers -----	32.00 each per day
Compressor Operator -----	29.80 per day
Carpenter -----	29.40 per day
Bridge Repairman, 250-260 days -----	15.75 per day
16 Laborers, 244-254 days each -----	14.04 each per day
Foreman of Painters -----	29.60 per day
Five Bridge Painters -----	27.60 each per day

Section 59.

BUREAU OF REFUSE  
GENERAL OFFICE

Superintendent (G. 15-S. 5) -----	\$ 9,747.00 per annum
Chief Clerk (G. 6-S. 3) -----	6,197.00 per annum
Office Manager (G. 5-S. 4) -----	6,122.00 per annum
Cost Clerk -----	4,259.00 per annum
Complaint Clerk -----	3,974.00 per annum
Record Clerk -----	3,974.00 per annum
Two Stenographer-Clerks -----	4,075.00 each per annum
Stenographer (Male) -----	4,430.00 per annum

Section 60.

DIVISION OF COLLECTION AND DISPOSITION

Three Division Supervisors (G. 8-S. 2) -----	\$ 6,643.00 each per annum
13 Inspectors (G. 2-S. 3) -----	5,016.00 each per annum
Two Inspectors (G. 2-S. 2) -----	4,866.00 each per annum
Inspector (G. 2-S. 1) -----	4,716.00 per annum
Refuse Collection Drivers, as needed -----	2.39½ each per hour
Refuse Collection Drivers, as needed -----	2.34½ each per hour
Vacation Relief Drivers, as needed -----	2.39½ each per hour
Vacation Relief Drivers, as needed -----	2.34½ each per hour

Section 61.

DIVISION OF INCINERATION

Incinerator Engineer (G. 13-S. 2) -----	\$ 8,470.00 per annum
General Foreman (G. 8-S. 4) -----	7,043.00 per annum
Four Foremen (G. 5-S. 4) -----	6,122.00 each per annum
Foreman (G. 5-S. 2) -----	5,822.00 per annum
Three Weight Clerks -----	3,974.00 each per annum
Two Truck Drivers -----	5,852.48 each per annum
Four Engineers, 1208-1248 days -----	25.28 each per day
Apprentice Engineer, 302-312 days -----	23.28 per day
Electrician, as needed -----	34.80 per day
Nine Crane Operators, as needed, not to exceed Two man-days on any shift -----	34.80 each per day
12 Charging Men, as needed, 355-365 days each -----	16.43 each per day
30 Stokers, as needed, not to exceed eight man-days on any shift, 282-292 days each -----	20.72 each per day
Blacksmith -----	31.00 per day
Blacksmith Helper -----	29.00 per day

Welder .....	30.00 per day
Bricklayer, as needed .....	33.60 per day
Six Screen Laborers, as needed, 355-365 days each .....	16.43 each per day
28 Laborers, as needed, 355-365 days each .....	14.04 each per day
Three Conveyor Laborers, 355-365 days each .....	16.43 each per day
Holisting and Portable Steam and Motor Engineer .....	32.00 per day
Apprentice Holisting and Portable Steam and Motor Engineer ..	22.00 per day
Three Tractor Operators (Bulldozer) .....	29.80 each per day

#### VACATION RELIEF

Four Engineers, as needed .....	\$ 25.28 each per day
Apprentice Engineer .....	23.28 per day
Electrician, as needed .....	34.80 per day
Nine Crane Operators, as needed .....	34.80 each per day
12 Charging Men, as needed .....	16.43 each per day
30 Stokers, as needed .....	20.72 each per day
Blacksmith, as needed .....	31.00 per day
Blacksmith Helper, as needed .....	29.00 per day
Welder, as needed .....	30.00 per day
Six Screen Laborers .....	16.43 each per day
28 Laborers, as needed .....	14.04 each per day
Three Conveyor Laborers, as needed .....	16.43 each per day
Three Tractor Operators (Bulldozer) .....	29.80 each per day
Holisting and Portable Steam and Motor Engineer .....	32.00 per day
Apprentice Holisting and Portable Steam and Motor Engineer ..	22.00 per day

#### Section 62.

#### DEPARTMENT OF WATER

##### ADMINISTRATION DIVISION

Director .....	\$12,600.00 per annum
Chief Engineer (G. 16-S. 4) .....	10,090.00 per annum
Division Superintendent (G. 15-S. 4) .....	9,497.00 per annum
*Assessor (Chairman of Board) .....	7,967.00 per annum
*Two Assessors (Members of Board) .....	6,711.00 each per annum
Chief Adjuster .....	4,997.00 per annum
Chief Rate and Assessment Clerk (G. 2-S. 2) .....	4,866.00 per annum
22 Rate and Assessment Clerks .....	4,240.00 each per annum
Rate and Assessment Clerks, as needed .....	4,240.00 each per annum
Transfer Clerk .....	4,240.00 per annum
Counter and Assessment Clerk .....	4,240.00 per annum
Three Meter Clerks .....	4,240.00 each per annum
Adjuster .....	4,447.00 per annum
Executive Secretary .....	6,396.00 per annum
Driver .....	5,852.48 per annum
Materials Control Clerk .....	5,897.00 per annum
Supervisor (Grade 4-S. 5) .....	5,936.00 per annum

\*—These three positions constitute the Board of Water Assessors.

Assistant Accountant .....	5,300.00 per annum
Stenographer .....	4,559.00 per annum
Auditor (G. 2-S. 4) .....	5,166.00 per annum
Two General Clerks .....	4,240.00 each per annum
Five Clerks .....	3,987.00 each per annum
Stenographer .....	3,987.00 per annum
Chief Accountant (G. 8-S. 3) .....	6,843.00 per annum
Accountant (G. 3-S. 5) .....	5,768.00 per annum
Assistant Accountant .....	4,919.00 per annum
Assistant Accountant .....	4,469.00 per annum
Utility Clerk .....	4,020.00 per annum

# Section 63.

## DESIGN AND CONSTRUCTION DIVISION

Division Superintendent (G. 15-S. 1)	\$ 8,747.00 per annum
Constructive Engineer (G. 8-S. 4)	7,043.00 per annum
Power Engineer (G. 13-S. 2)	8,470.00 per annum
Designing Draftsman (G. 6-S. 5)	6,597.00 per annum
Designing Draftsman (G. 5-S. 5)	6,222.00 per annum
Clerk	4,589.00 per annum
Two Assistant Engineers (G. 4-S. 3)	5,636.00 each per annum
Stenographer	3,904.00 per annum
Designing Draftsman (G. 2-S. 4)	5,166.00 per annum
Designing Draftsman (G. 2-S. 3)	5,016.00 per annum
Rodman	4,240.00 per annum
Transitman (G. 2-S. 2)	4,866.00 per annum
Chainman	3,987.00 per annum
Technical Assistants, Class "A" (G. 2-S. 3)	5,016.00 each per annum
Technical Assistants, Class "A" (G. 2-S. 2)	4,866.00 each per annum
Technical Assistants, Class "A" (G. 2-S. 1)	4,716.00 each per annum
Technical Assistants, Class "B"	354.00 each per annum
Technical Assistants, Class "C"	337.00 each per annum

# Section 64.

## FILTRATION DIVISION

Division Superintendent (G. 12-S. 2)	\$ 8,207.00 per annum
Assistant Division Superintendent (G. 8-S. 2)	6,643.00 per annum
Chief Analyst (G. 8-S. 2)	6,643.00 per annum
Bacteriologist (G. 3-S. 5)	5,768.00 per annum
Three Filter Foremen (G. 5-S. 4)	6,122.00 each per annum
Filter Foreman (G. 5-S. 2)	5,822.00 per annum
Filter Attendant (G. 2-S. 5)	5,316.00 per annum
Four Gate Mechanics	4,997.00 each per annum
Six Assistant Filter Attendants	5,022.00 each per annum
Junior Chemist (G. 2-S. 3)	5,016.00 per annum
Chief Chlorinator Attendant (G. 2-S. 4)	5,166.00 per annum
Clerk	4,559.00 per annum
Junior Bacteriologist (G. 1-S. 2)	4,588.00 per annum
Assistant Chemist (G. 1-S. 1)	4,438.00 per annum
Four Chlorine Attendants	4,240.00 each per annum
Four Fluoridation Attendants	4,240.00 each per annum
Stenographer-Clerk	3,974.00 per annum
Laboratory Assistant	3,768.00 per annum
Laboratory Technician	3,671.00 per annum
Telephone Clerk	3,566.00 per annum
Electrician	34.80 per day
Plumber	32.00 per day
Laborers, 255,104 hours	2.19 each per hour

# Section 65.

## MECHANICAL DIVISION

Division Superintendent (G. 15-S. 4)	\$ 9,497.00 per annum
Master Mechanic	8,000.00 per annum
Supervisor of Repairs (G. 5-S. 2)	5,822.00 per annum
Division Clerk	4,997.00 per annum
Supplies Checker	4,228.00 per annum

# Section 66.

## BRILLIANT PUMPING STATION

Chief Engineer	\$ 8,000.00 per annum
Clerk	3,974.00 per annum
Two First Assistant Engineers, 302-312 days each	25.28 each per day
Three Pumpmen, 302-312 days each	24.03 each per day

Section 67.

ASPINWALL PUMPING STATION

Chief Engineer .....	\$ 8,000.00 per annum
Clerk .....	3,768.00 per annum
Three First Assistant Engineers, 302-312 days each .....	25.28 each per day
Ten Apprentice Engineers, 302-312 days each .....	23.28 each per day
Boiler Tender, 302-312 days .....	24.03 per day

Section 68.

ROSS PUMPING STATION

Chief Engineer, as needed .....	\$ 8,000.00 per annum
Three First Assistant Engineers, as needed .....	25.28 each per day
Ten Apprentice Engineers, as needed .....	23.28 each per day
Boiler Tender, as needed .....	24.03 per day

Section 69.

HERRON HILL PUMPING STATION

Chief Engineer .....	\$ 8,000.00 per annum
Two First Assistant Engineers, 302-312 days each .....	25.28 each per day

Section 7.

MISSION PUMPING STATION

Chief Engineer .....	\$ 8,000.00 per annum
Two First Assistant Engineers, 302-312 days each .....	25.28 each per day

Section 71.

HOWARD PUMPING STATION

Chief Engineer .....	\$ 8,000.00 per annum
Two First Assistant Engineers, 302-312 days each .....	25.28 each per day

Section 72.

LINCOLN PUMPING STATION

Pumpman, 302-312 days .....	\$ 24.03 per day
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Section 73.

RELIEF CREW—ALL STATIONS

Six First Assistant Engineers, 1812-1932 days .....	\$ 25.28 each per day
Seven Apprentice Engineers, 2114-2184 days .....	23.28 each per day
Pumpman, 302-312 days .....	24.03 per day
Laborers, Temporary, 14,812 days .....	14.04 each per day
Two Electricians .....	34.80 each per day
Bricklayer .....	33.60 per day
Three Machinists .....	31.00 each per day
Blacksmith .....	31.00 per day
Steamfitter .....	32.00 per day
Two Carpenters .....	29.40 each per day
Six Repairmen, 302-312 days each .....	24.03 each per day

Section 74.

DISTRIBUTION DIVISION

OFFICE SECTION

Division Superintendent (G. 15-S. 4) .....	\$ 9,497.00 per annum
Principal Assistant Engineer (G. 10-S. 2) .....	7,349.00 per annum
Supervisor of Customer Service (G. 4-S. 2) .....	5,486.00 per annum
Two Engineering Draftsmen .....	4,621.00 each per annum
Clerk .....	4,219.00 per annum
Clerk .....	3,904.00 per annum
Information Clerk .....	3,694.00 per annum
Utility Clerk (Male) .....	3,694.00 per annum
Telephone Clerk .....	3,694.00 per annum
Supervisor (G. 1-S. 1) .....	4,438.00 per annum

Section 75.

DOMESTIC SERVICE SECTION

General Service Foreman (G. 8-S. 4)	\$ 7,043.00 per annum
Two Drillers	6,092.00 each per annum
Eight Drivers	5,852.48 each per annum
Assistant General Service Foreman (G. 2-S. 4)	5,166.00 per annum
11 Meter Repairmen	4,273.00 each per annum
Meter Shop Clerk	3,923.00 per annum
Stock Clerk	3,768.00 per annum
Working Foreman of Plumbers	34.00 per day
Five Plumbers	32.00 each per day
Laborers, 1872 days	14.04 each per day
Three Plumbers' Laborers	19.60 each per day
Storekeeper	3,974.00 per annum
Plumbers (Rehabilitation—Temporary, as needed)	32.00 each per day
Three Meter Repairmen (Rehabilitation—Temporary, as needed)	4,273.00 each per annum

Section 76.

PIPE LINES, HYDRANTS AND RESERVOIRS SECTION

Supervisor of Pipe Lines (G. 8-S. 2)	\$ 6,643.00 per annum
Two Assistant Supervisors of Pipe Lines (G. 7-S. 3)	6,397.00 each per annum
Two Assistant Supervisors of Pipe Lines, (G. 7-S. 2)	6,047.00 each per annum
11 Drivers	5,852.48 each per annum
Five Pipe Line Foremen (G. 5-S. 4)	6,122.00 each per annum
Chief Service Inspector (G. 2-S. 3)	5,016.00 per annum
Chief Pipe Line Inspector	4,875.00 per annum
13 Service Inspectors	4,565.00 each per annum
Four Storekeepers	3,974.00 each per annum
Watchman, as needed	3,694.00 each per annum
Three Watchmen	3,457.00 each per annum
15 Pipemen, 4710-4860 days	17.66 each per day
Pipemen, as needed	17.66 each per day
Blacksmith	31.00 per day
Laborers, 6218 days	14.04 each per day
Four Laborers (For Pitometer Survey) Temporary	14.04 each per day
Supervisor—Valve and Hydrant Inspection (G. 9-S. 2)	7,123.00 per annum
Ten Valve and Hydrant Repairmen	4,902.00 each per annum
Three Crew Foremen (Must be Truck Drivers)	5,989.96 each per annum
Auto Truck Driver (Winch)	5,989.96 per annum

Section 77.

DEPARTMENTS OF PARKS AND RECREATION

BUREAU OF ADMINISTRATION—GENERAL OFFICE

Director	\$12,600.00 per annum
Superintendent (G. 10-S. 2)	7,349.00 per annum
Chief Clerk (G. 8-S. 2)	6,643.00 per annum
Stenographer-Clerk	4,240.00 per annum
Two Clerks	3,974.00 each per annum
Permit Clerk	3,810.00 per annum
Stenographer	3,634.00 per annum
Stenographer	3,504.00 per annum
Supervisor of Warehouse	4,400.00 per annum
Two Truck Drivers	5,852.48 each per annum
Caretaker	4,064.00 per annum

Section 78.

PARK PATROLMEN

Chief Park Patrolman	\$ 5,975.00 per annum
Two Assistant Chief Park Patrolmen	5,550.00 each per annum



32 Park Patrolmen—Fourth Year .....	5,450.00 each per annum
Three Park Patrolmen—Third Year .....	5,135.00 each per annum

In cases of vacancy of Park Patrolman the following schedule will prevail:

First Year .....	4,400.00 each per annum
Second Year .....	4,873.00 each per annum
Third Year .....	5,135.00 each per annum
Fourth Year .....	5,450.00 each per annum

In addition to the above, each of the following employees in the Bureau of Park Patrolmen shall be paid during the month of April of each year, an additional sum of \$75.00 for the purchase of uniforms: Chief Park Patrolman, Assistant Chief Park Patrolmen and Park Patrolmen.

#### Section 79.

##### CONSERVATORIES AND GARDENS

Horticultural Consultant (G. 9-S.2) .....	\$ 7,123.00 per annum
Conservatory Foreman (G. 5-S.4) .....	6,122.00 per annum
Chief Florist (G. 3-S.2) .....	5,318.00 per annum
Two Truck Drivers .....	5,852.48 each per annum
Nine Florists .....	4,748.00 each per annum
Aviculturist (G. 3-S.2) .....	5,318.00 per annum
Orchid Grower .....	4,748.00 per annum
Seven Greenhouse Attendants, 2086-2156 days .....	14.56 each per day
Laborers, 5183 days, as needed .....	14.04 each per day
Four Watchmen, 355-365 days each .....	13.80 each per day

#### Section 80.

##### HIGHLAND PARK ZOO

Superintendent (G. 9-S.4) .....	\$ 7,573.00 per annum
Maintenance Foreman (G. 2-S.3) .....	5,016.00 per annum
Truck Driver .....	5,852.48 per annum
Collection and Timekeeper .....	4,430.00 per annum
Supervisor (G. 5-S.2) .....	5,822.00 per annum
Eight Animal Keepers .....	4,748.00 each per annum
Laborers, 2640 days, as needed .....	14.04 each per day
Laborers, 3000 days, as needed .....	14.45 each per day
Skilled Laborers, 600 days, as needed .....	15.18 each per day

#### Section 81.

##### WEED CONTROL PROGRAM

Laborers, 300 days, as needed .....	\$ 14.04 each per day
Laborers, 390 days, as needed .....	13.27 each per day
Skilled Laborer, 300 days .....	16.11 per day
Junior Gardeners, 314 days, as needed .....	8.15 each per day

#### Section 82.

##### BUREAU OF GROUNDS AND BUILDINGS

##### CENTRAL DIVISION

Superintendent—Grounds and Buildings (G. 15-S.4) .....	\$ 9,497.00 per annum
Park Supervisor (G. 8-S.2) .....	6,643.00 per annum
Park Foreman (G. 5-S.4) .....	5,672.00 per annum
Two Park Foremen (G. 3-S.4) .....	5,618.00 each per annum
Driver .....	5,852.48 per annum
Three Truck Drivers .....	5,852.48 each per annum
Greenskeeper (G. 3-S.4) .....	5,618.00 per annum
Five Caretakers .....	4,064.00 each per annum
Assistant Stable Foreman .....	4,710.00 per annum
Three Matrons .....	3,404.00 each per annum
Male Attendant .....	3,404.00 per annum
Two Female Attendants (6 months each) .....	1,437.00 each per annum
Caddymaster, 260 days .....	14.04 per day

Motor Mower Operator, 260 days, as needed .....	14.62 per day
*Motor Mower Operators, 3600 days, as needed .....	.58 each per day
Laborers, 10,885 days, as needed .....	14.04 each per day
Laborers, 2,768 days, as needed .....	13.27 each per day
Junior Gardeners, 120 days, as needed .....	8.15 each per day
Matrons, 4016 hours, as needed .....	1.12 each per hour
Checkers, 4122 hours, as needed .....	1.12 each per hour

\*—Laborers when assigned to work as Motor Mower Operators shall receive Fifty-eight (.58c) cents per day additional to their regular wages.

#### Section 83.

##### DOWNTOWN DIVISION

Park Supervisor (G. 8-S. 2) .....	\$ 6,643.00 per annum
Park Foreman (G. 5-S. 4) .....	6,122.00 per annum
Truck Driver .....	5,852.48 per annum
Custodian .....	3,694.00 per annum
Teamster .....	5,852.48 per annum
Caretaker .....	4,064.00 per annum
Matron .....	3,404.00 per annum
Laborers, 5134 days, as needed .....	14.04 each par day
Laborers, 1500 days, as needed .....	13.27 each per day
Matrons, 1006 hours, as needed .....	1.12 each per hour
Checkers, 1012 hours, as needed .....	1.12 each per hour
*Motor Mower Operators, 958 days, as needed .....	.58 each per day

\*—Laborers when assigned to work as Motor Mower Operators shall receive Fifty-eight (.58c) cents per day additional to their regular wages.

#### Section 84.

##### SOUTH SIDE DIVISION

Park Supervisor (G. 8-S. 2) .....	\$ 6,643.00 per annum
Five Park Foremen (G. 3-S. 4) .....	5,618.00 each per annum
Truck Driver .....	5,852.48 per annum
Driver .....	5,852.48 per annum
Seven Caretakers .....	4,064.00 each per annum
Three Custodians .....	3,694.00 each per annum
Male Attendant .....	3,404.00 per annum
Female Attendant .....	3,404.00 per annum
Three Matrons .....	3,404.00 each per annum
Laborers, 9271 days, as needed .....	14.04 each per day
Laborers, 2547 days, as needed .....	13.27 each per day
Junior Gardeners, 120 days, as needed .....	8.15 each per day
Matrons, 6387 hours, as needed .....	1.12 each per hour
Checkers, 7479 hours, as needed .....	1.12 each per hour
*Motor Mower Operators, 800 days, as needed .....	.58 each per day

\*—Laborers when assigned to work as Motor Mower Operators shall receive Fifty-eight (.58c) cents per day additional to their regular wages.

#### Section 85.

##### EAST END DIVISION

Park Supervisor (G. 8-S. 2) .....	\$ 6,643.00 per annum
Park Foreman (G. 5-S. 4) .....	6,122.00 per annum
Three Park Foremen (G. 3-S. 4) .....	5,618.00 each per annum
Two Truck Drivers .....	5,852.48 each per annum
Caretaker .....	4,064.00 per annum
Two Matrons .....	3,404.00 each per annum
Laborers, 11,603 days, as needed .....	14.04 each per day
Laborers, 2619 days, as needed .....	13.27 each per day
Matrons, 5092 hours, as needed .....	1.12 each per hour
Checkers, 6332 hours, as needed .....	1.12 each per hour

Junior Gardener, 60 days, as needed ----- 8.15 each per day  
 \*Motor Mower Operators, 1400 days, as needed ----- .58 each per day  
 \*—Laborers when assigned to work as Motor Mower Operators shall receive Fifty-eight  
 (.58c) cents per day additional to their regular wages.

Section 86.

NORTH SIDE DIVISION

Park Supervisor (G. 8-S. 2) ----- \$ 6,643.00 per annum  
 Park Foreman (G. 5-S. 4) ----- 6,122.00 per annum  
 Two Park Foremen (G. 3-S. 4) ----- 5,618.00 each per annum  
 Teamster ----- 5,852.48 per annum  
 Truck Driver ----- 5,852.48 per annum  
 Division Clerk ----- 3,875.00 per annum  
 Senior Caretaker ----- 4,582.00 per annum  
 Two Caretakers ----- 4,064.00 each per annum  
 Laborers, 5941 days, as needed ----- 14.04 each per day  
 Laborers, 1782 days, as needed ----- 13.27 each per day  
 Junior Gardeners, 490 days, as needed ----- 8.15 each per day  
 Matrons, 3048 hours, as needed ----- 1.12 each per hour  
 Checkers, 2836 hours, as needed ----- 1.12 each per hour  
 \*Motor Mower Operators, 1000 days, as needed ----- .58 each per day  
 \*—Laborers when assigned to work as Motor Mower Operators shall receive Fifty-eight  
 (.58c) cents per day additional to their regular wages.

Section 87.

DIVISION OF CONSTRUCTION AND REPAIRS

Supervising Engineer (G. 12-S. 2) ----- \$ 8,207.00 per annum  
 Park Supervisor (G. 8-S. 2) ----- 6,643.00 per annum  
 General Foreman (G. 5-S. 4) ----- 6,122.00 per annum  
 Office Assistant ----- 4,126.00 per annum  
 Landscape Architect (G. 8-S. 1) ----- 6,443.00 per annum  
 Mechanical Foreman (G. 4-S. 4) ----- 5,786.00 per annum  
 Assistant Mechanical Foreman (G. 4-S. 2) ----- 5,486.00 per annum  
 Three Drivers ----- 5,852.48 each per annum  
 Engineer, 302-312 days ----- 25.28 per day  
 Hoisting and Portable Steam and Motor Engineer ----- 32.00 per day  
 Three Apprentice Engineers, 780-810 days ----- 23.28 each per day  
 Four Carpenters ----- 29.40 each per day  
 Three Painters ----- 27.60 each per day  
 Skilled Laborer, 290-300 days ----- 15.28 per day  
 Skilled Laborer, 302-312 days ----- 14.45 per day  
 Three Laborers, 645-675 days ----- 14.04 each per day

Section 88.

DIVISION OF FORESTRY

Forester (G. 8-S. 2) ----- \$ 6,643.00 per annum  
 Tree Surgeon (G. 3-S. 2) ----- 5,318.00 per annum  
 Four Truck Drivers ----- 5,852.48 each per annum  
 Foreman (G. 4-S. 3) ----- 5,636.00 per annum  
 Investigating Foreman (G. 3-S. 2) ----- 5,318.00 per annum  
 Two Crew Foremen (G. 3-S. 3) ----- 5,468.00 each per annum  
 Forestry Clerk ----- 4,038.00 per annum  
 Laborers, 1479 days, as needed ----- 14.04 each per day  
 Tree Pruners, 3600 days, as needed ----- 15.47 each per day

Section 89.

POINT STATE PARK

Park Foreman (G. 3-S. 2) ----- \$ 5,118.00 per annum  
 Laborers, 1420 days, as needed ----- 14.04 each per day  
 Laborers, 380 days, as needed ----- 13.27 each per day

Section 90.

BUREAU OF RECREATIONAL ACTIVITIES

Superintendent of Recreational Activities (G. 15-S. 2) ----- \$ 8,997.00 per annum  
 Four General Supervisors (G. 8-S. 2) ----- 6,643.00 each per annum

Director of Activities (G. 9-S. 2) .....	7,123.00 per annum
General Supervisor—Women and Children's Activities (Female) (G. 8-S. 2) .....	6,643.00 per annum
20 Community Center Directors (G. 3-S. 4) .....	5,618.00 each per annum
15 Recreation Leaders—Class I ) (G. 1-S. 2) .....	4,588.00 each per annum
24 Recreation Leaders—Class II .....	3,987.00 each per annum
13 Recreation Leaders—Class III .....	3,593.00 each per annum
Senior Park Naturalist (G. 8-S. 2) .....	6,643.00 per annum
Golf Instructor .....	4,038.00 per annum
Park Naturalist (G. 2-S. 2) .....	4,866.00 per annum
Park Naturalist (G. 2-S. 1) .....	4,716.00 per annum
Swimming Director (G. 3-S. 4) .....	5,618.00 per annum
Three Swimming Guards .....	4,114.00 each per annum
Camp Director, 2½ months per annum .....	420.00 per month
Swimming Supervisor, 3 months .....	443.00 per month
Director in Charge at Carnegie Lake Swimming Pool, not to exceed 3 months .....	420.00 per month
Nine Supervisors (part-time) 6000 hours .....	2.36 each per hour
Recreation Leaders, Class "A" (part-time) 33,500 hours .....	1.56 each per hour
Recreation Leaders, Class "B" (part-time) 107,833 hours .....	1.42 each per hour
Head Swimming Guards, 19,795 hours .....	1.77 each per hour
Swimming Guards, 38,900 hours .....	1.61 each per hour
Golf Course Ranger, 1500 hours .....	1.42 per hour
First Aid Nurse, 88 days per annum .....	11.54 per day

#### Section 91.

#### OFFICE OF CIVILIAN DEFENSE

Secretary .....	\$ 4,997.00 per annum
Assistant Secretary .....	3,975.00 per annum
Two Stenographers .....	3,457.00 each per annum

#### Section 92.

#### FRICK PARK

Supervisor (G. 8-S. 2) .....	\$ 6,643.00 per annum
Park Foreman (G. 3-S. 1) .....	5,168.00 per annum
Two Park Naturalists (G. 2-S. 2) .....	4,866.00 each per annum
Motor Mower Operators .....	14.62 each per day
Laborers .....	14.04 each per day
Two Temporary Laborers .....	14.04 each per day
Junior Gardeners .....	8.15 each per day
Two Skilled Laborers .....	15.18 each per day
Tree Pruner .....	15.47 per day
*Motor Mower Operators, as needed, 1000 days .....	.58 each per day

\*—Laborers when assigned to work as Motor Mower Operators shall receive Fifty-eight (.58c) cents per day additional to their regular work.

Section 93. There shall also be created and established in the following departments:

Department of Public Works  
Department of Water  
Department of Parks and Recreation

The following positions at the rates of compensation respectively set forth. The cost of services of said employees to be payable from the proper fund or funds appropriated for such purpose from the proceeds derived or to be derived from the sale of bonds or notes authorized for improvements, upon which the services of said employees are respectively engaged:

Assistant Bridge Designing Engineers, as needed (G. 12-S. 1) .....	\$8000.00-\$9127.00 each per annum
Architects, as needed (G. 11-S. 1) .....	\$7713.00-\$8713.00 each per annum
Structural Engineers, as needed, (G. 11-S. 1) .....	\$7713.00-\$8713.00 each per annum
Electrical Engineers, as needed (G. 11-S. 1) .....	\$7713.00-\$8713.00 each per annum

Project Engineers, as needed, (G. 11-S. 1)-----	\$7713.00-\$8713.00	each per annum
Senior Designing Engineers, as needed, (G. 9-S. 1)---	\$6898.00-\$8000.00	each per annum
Senior Designers, as needed (G. 9-S. 1)-----	\$6898.00-\$8000.00	each per annum
Architectural Designers, as needed, (G. 9-S. 1)-----	\$6898.00-\$8000.00	each per annum
Landscape Architect, as needed (G. 8-S. 1)-----	\$6443.00-\$7443.00	each per annum
Designing Engineers, as needed (G. 8-S. 1)-----	\$6443.00-\$7443.00	each per annum
Construction Engineers, as needed (G. 8-S. 1)-----	\$6443.00-\$7443.00	each per annum
Junior Architectural Designers, as needed (G. 6-S. 1)---	\$5847.00-\$6797.00	each per annum
Senior Designing Draftsmen, as needed, (G. 6-S. 1)---	\$5847.00-\$6797.00	each per annum
Works Supervisors, as needed (G. 5-S. 1)-----	\$5672.00-\$6372.00	each per annum
Designing Draftsmen, as needed, (G. 5-S. 1)-----	\$5672.00-\$6372.00	each per annum
Field Engineers, as needed, (G. 4-S. 1)-----	\$5336.00-\$6086.00	each per annum
Senior Draftsmen, as needed, (G. 4-S. 1)-----	\$5336.00-\$6086.00	each per annum
Draftsmen, as needed, (G. 2-S. 1)-----	\$4716.00-\$5466.00	each per annum
Technical Assistants, Class "A," as needed (G. 2-S. 1)---	\$4716.00-\$5466.00	each per annum
Technical Assistants, Class "B," as needed-----	\$354.00	each per month
Technical Assistants, Class "C," as needed-----	337.00	each per month
Contract Typists, as needed-----	343.00	each per month
Stenographers, as needed-----	317.00	each per month
Utility Clerks, as needed-----	374.00	each per month

Section 94. The Directors of the Department of Public Works, Department of Water and Department of Parks and Recreation, are also authorized to appoint persons, including employees of the City of Pittsburgh, for part-time employment for the following positions and at the rates of compensation set forth:

Draftsmen, as needed, Class I-----	\$ 3.00	each per hour
Draftsmen, as needed, Class II-----	3.50	each per hour
Draftsmen, as needed, Class III-----	4.00	each per hour
Supervising Engineers, as needed-----	5.00	each per hour

The persons appointed may perform the part-time employment during the day time or in the evening, provided that they be limited to no more than four (4) hours' work per day, and provided further, that employees of the City of Pittsburgh appointed to the above positions may perform the work during the evening hours only and may not exceed thirty-five (35) hours a month.

The appointment of persons for the above part-time positions shall be limited to work on Capital Improvement Projects.

Section 95. It is the intent of Council that positions included in this increment plan shall be filled at the first step of the salary grade. Increments due on anniversary dates shall not be effective for positions under this plan.

#### INCREMENT PLAN

Grade	Step					
	1	2	3	4	5	6
18-----	\$10,748	\$11,248	\$11,748	*\$12,248	\$12,748	\$13,248
17-----	9,525	10,025	10,525	11,025	11,525	12,025
16-----	9,040	9,390	9,740	10,090	10,440	10,790
15-----	8,747	8,997	9,247	9,497	9,747	9,997
14-----	8,463	8,713	8,963	9,213	9,463	9,713
13-----	8,240	8,470	8,700	8,930	9,160	9,390
12-----	8,000	8,207	8,437	8,667	8,897	9,127
11-----	7,713	7,943	8,023	8,253	8,483	8,713
10-----	7,124	7,349	7,574	7,799	8,000	8,099
9-----	6,898	7,123	7,348	7,573	7,798	8,000
8-----	6,443	6,643	6,843	7,043	7,243	7,443
7-----	6,047	6,197	6,397	6,597	6,797	6,997
6-----	5,847	6,047	6,197	6,397	6,597	6,797
5-----	5,672	5,822	5,972	6,122	6,222	6,322
4-----	5,336	5,486	5,636	5,786	5,936	6,086
3-----	5,168	5,318	5,468	5,618	5,768	5,918
2-----	4,716	4,866	5,016	5,166	5,316	5,466
1-----	4,438	4,588	4,738	4,888	5,038	5,188

Section 96. All positions herein designated, not heretofore existing shall be and the same are hereby created and established at the salaries or wages herein prescribed and the proper City Officers are hereby authorized to fill such positions in the manner prescribed by law.

Section 97. All Directors are hereby authorized to give compensating time off to salaried employees in lieu of overtime.

Section 98. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 349.

## No. 552

**AN ORDINANCE** — Authorizing the proper officers of the City of Pittsburgh to purchase from the Pepsi-Cola Bottling Company of New Jersey, a New Jersey corporation, certain properties situate in the Third (3rd) Ward of the City of Pittsburgh, Pennsylvania, and providing for the payment of the same, for use by the Bureau of Repairs of the Department of Lands and Buildings.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the proper officers of the City of Pittsburgh shall be and they are hereby authorized and directed to purchase from the Pepsi-Cola Bottling Company of New Jersey, a New Jersey corporation, properties in the Third (3rd) Ward of the City of Pittsburgh, Pennsylvania, more fully bounded and described as follows, to wit:

All those certain lots or pieces of ground situate in the 3rd Ward (formerly 11th Ward) of the City of Pittsburgh, County of Allegheny and State of Pennsylvania and being bounded and described as follows, to wit:

Beginning on the North Side of Fifth Avenue (formerly Pennsylvania Avenue) at the distance of sixty (60) feet east-

wardly from the corner of said Avenue and Dinwiddie Street thence Northwardly and parallel with Dinwiddie Street 195 feet to Colwell Street; thence along said Street eastwardly 60 feet; thence southwardly and parallel with Dinwiddie Street 195 feet to Fifth Avenue, aforesaid and thence by same, westwardly 60 feet to the place of beginning.

Being lots numbered 4, 5 and 6 in "Lippincott Homestead" Plan as recorded in the Recorder's Office of Allegheny County, Pennsylvania in Plan Book, Volume 4, page 48, Blk. 11E—Lot 85.

Having erected thereon a two-story brick and concrete building known as 1007-11 Fifth Avenue.

All that certain lot or piece of ground situate in the 3rd Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows, to wit:

Beginning at a point on Fifth Avenue distant twenty (20) feet eastwardly from the Northeast corner of Dinwiddie Street and Fifth Avenue; thence Eastwardly along Fifth Avenue forty (40) feet to the line of lot numbered four (4) in Lippincott's Plan; thence along the said lot numbered four (4) northwardly ninety (90) feet to a fifteen-foot alley; thence westwardly along said alley forty (40) feet to the line of lot numbered one (1) in said Plan; thence Southwardly along the line of said lot numbered one (1) ninety (90) feet to a point on Fifth Avenue, the place of beginning.

Being Lots Nos. 1, 2 and 3 in Lippincott's Plan of Lots recorded, Plan Book Volume 4, page 48. Blk 11E—Lot No. 82.

Section 2. That the purchase price to be paid for the above described properties shall be One hundred thirty-five thousand (\$135,000.00) dollars payable on delivery of deed, real estate commission, and all Municipal, State and Federal real estate transfer stamps to be paid by the Seller; and taxes to be pro-rated for 1959 as of date of delivery of deed.

Section 3. Upon the execution and delivery of a general warranty deed from the Pepsi-Cola Bottling Co. of New Jersey, a New Jersey corporation, to the City of Pittsburgh, conveying title in fee simple, free and clear of all encumbrances, to the properties described in

Section 1 hereof, said deed to be approved by the City Solicitor, the Mayor shall and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Pepsi-Cola Bottling Co. of New Jersey, in the sum of One hundred thirty-five thousand (\$135,000.00) dollars, taxes to be pro-rated for 1959 as provided in Section 2 hereof, said payment to be chargeable to and payable from Bond Fund 193.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 381.

## No. 553

**AN ORDINANCE** — Authorizing the proper officers of the City of Pittsburgh to purchase from Domenico Roberto and Josephine Roberto, his wife, certain property situate in the Twentieth (20th) Ward of the City of Pittsburgh, Pennsylvania, for street purposes by the Department of Public Works, and providing for the payment of the same.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the proper officers of the City of Pittsburgh shall be and they hereby are authorized and directed to purchase from Domenico Roberto and Josephine Roberto, his wife, property in the Twentieth (20th) Ward of the City of Pittsburgh, Pennsylvania, more fully bounded and described as follows, to-wit:

All those certain lots or pieces of ground situate in the 20th Ward of the City of Pittsburgh, (formerly Township of Chartiers), County of Allegheny and Commonwealth of Pennsylvania, being all of Lot No. 217 and the adjoining one-half of Lot No. 218 in Sheridan Plan of Lots as recorded in the Recorder of Deeds Office of Allegheny County, Penna., in Plan Book Volume 6, Pages 212, 213 and 214, and being to-

gether bounded and described as follows, to-wit:

Beginning at a point at the Southeasterly corner of Kelvin Street (formerly Lafayette Avenue) and Hoover (formerly Hill) Street and at the Northwesterly corner of Lot No. 217 in said plan thence along the Southeasterly side of said Hoover Street in a Northeasterly direction, a distance of 69 feet to a point in the center of Lot No. 218 in said plan; and at the line dividing property herein conveyed and property conveyed by deed of Alfred Buff to William D. Shean, dated October 7, 1902, and recorded in Deed Book Vol. 1240, page 84; thence along said dividing line in a Southeasterly direction a distance of 100 feet to a point on the Northwesterly side of Adon Street (formerly Seventh Street) in said plan; thence along said side street, in a Southwesterly direction a distance of 57.2 feet to a point at the Northeasterly side of Kelvin Street in said plan; thence along said side of said Street, in a Northwesterly direction a distance of 100.6 feet to a point aforesaid, at the place of beginning.

Excepting and reserving therefrom for street purposes a portion of the aforesaid lots at the intersection of Adon and Kelvin Streets, having a radius of 20 feet.

Also excepting and reserving therefrom for street purposes a portion of the aforesaid lots at the intersection of Kelvin and Hoover Streets, having a radius of 20 feet. Lot and Block: 41-A-310.

Section 2. That the purchase price to be paid for the above described property shall be Nine hundred fifty-two Dollars and forty-two cents (\$952.42), the purchaser to pay all transfer taxes, Municipal, State and Federal, and any other costs incidental to the purchase of this property.

Section 3. Upon the execution and delivery of a general warranty deed from Domenico Roberto and Josephine Roberto, his wife, to the City of Pittsburgh, conveying title in fee simple, free and clear of all encumbrances to the property described in Section 1 of this Ordinance, said deed to be approved by the City Solicitor, the Mayor shall be and he hereby is authorized and directed to issue and the City Controller to countersign



a warrant in favor of Domenico Roberto and Josephine Roberto, his wife, in the sum of Nine hundred fifty-two Dollars and Forty-two cents (\$952.42), the purchaser to pay all transfer taxes, Municipal, State and Federal, and any other costs incidental to the purchase of this property, said payment to be chargeable to and payable from Code Account No. 42, Contingent Fund.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 382.

## No. 554

**AN ORDINANCE** — Authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract or contracts for the employment of Alexander Dzubay, Registered Mechanical Engineer, Pittsburgh, Pa., in connection with the rehabilitation of the Heating and Ventilating Systems of the Carnegie Free Library of Allegheny, Federal and E. Ohio Streets, N. S., Pittsburgh, Pa., for the Department of Lands and Buildings and appropriating funds for such mechanical engineering services.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to enter into a contract or contracts on behalf of the City of Pittsburgh with Alexander Dzubay, Registered Mechanical Engineer, for mechanical engineering services including the necessary conferences and preliminary studies, the preparation of plans and specifications and general mechanical engineering supervision in connection with the renovation of the Heating and Ventilating Systems of the Carnegie Free Library of Allegheny, Federal and E. Ohio Streets, N. S., Pittsburgh, Pa., for the Department of Lands and Buildings; compensation to said me-

chanical engineer or engineers shall in no event exceed rates allowed for this type of work by the American Society of Mechanical Engineers, provided, however, that the contract between the City of Pittsburgh and the said engineer or engineers shall provide proper saving clause to protect the City of Pittsburgh in the event that the work authorized herein shall be interrupted or postponed, due to circumstances that are considered to be to the best interest of the City of Pittsburgh; the total fee payable to the mechanical engineer or engineers is not to exceed the sum of \$14,000.00.

Section 2. That the sum of \$14,000.00 or so much thereof as may be required is hereby set aside and appropriated from Bond Fund 193, General Public Improvement Bonds, for the payment to the mechanical engineers employed under the terms of the contract herein authorized.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 266.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 383.

## No. 555

**AN ORDINANCE**—Authorizing a contract or contracts for heating and ventilating work at the Carnegie Free Library and Carnegie Hall, East Ohio Street and Federal Street, Pittsburgh, Pa., and for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Lands and Buildings are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for heating and ventilating work at the Carnegie Free Library and Carnegie Hall, East Ohio Street and Federal Street, Pittsburgh, Pa., in accordance with the laws and ordinances governing said City

at a cost not to exceed \$175,000.00, chargeable to and payable from Bond Fund No. 193, General Public Improvement Peoples Bonds, 1958.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 494.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 384.

## No. 556

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of J. Paul Jennings, Chief Clerk, Department of Public Works in the sum of \$500.00 inpayment for automobile expense incurred during the period January 1, 1957 to May 31, 1957 inclusive, supervising the delivery of Surplus Food to various sections of the City for the benefit of the City without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of J. Paul Jennings, Chief Clerk, Department of Public Works, in the sum of \$500.00 in payment for automobile expense incurred during the period January 1, 1957 to May 31, 1957, inclusive, supervising the delivery of Surplus Food to various sections of the City, for the benefit of the City without previous authority of law and charge to the following code accounts:

1502—Miscellaneous Services-----	\$100.00
1508—Distribution of Surplus Food -----	400.00
	<hr/> \$500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 384.

## No. 557

**AN ORDINANCE**—Appropriating and setting aside the sum of \$100,000.00 from Bond Fund No. 193, General Public Improvement Peoples Bonds 1958, for payment of the cost of engineering and other necessary expense in connection with general public improvements within the City of Pittsburgh to be carried out by the Department of Public Works.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the sum of \$100,000.00 shall be and the same is hereby appropriated from Bond Fund No. 193, General Public Improvements, Peoples Bonds 1958, for the payment of the cost of engineering and other necessary expenses in connection with general public improvements within the City of Pittsburgh to be carried out by the Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 385.

## No. 558

**AN ORDINANCE**—Transferring the aggregate sum of \$3,646.60 within code accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Whereas, A Certificate of Emergency signed by the Mayor and the City Controller relating to this matter has been filed with the City Council, Now, Therefore,

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of \$3,646.60 within code accounts of the Bureau of Bridges, Highways and Sewers, Department of Public Works, as follows:

FROM CODE ACCOUNT NOS.:

1651	Wages, Temporary Employees, Sewer Labor	-----	\$3,000.00
1652	Salaries, Temporary Employees, Bureau of Truck Drivers	-----	646.60
			<b>\$3,646.60</b>

TO CODE ACCOUNT NOS.:

1603-1	Wages, Regular Employees	-----	\$ 366.60
1645	Wages, Temporary Employees, October to December, Bureau Tractor Operators	-----	3,280.00
			<b>\$3,646.60</b>

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 386.

## No. 559

**AN ORDINANCE**—Authorizing the issuance of a warrant in favor of Crosbie and Comfort in the sum of \$2,062.54, in payment for extra work performed during the rehabilitation of the Bloomfield Bridge by Contract, (Controller's Register No. 14998) for the benefit of the City without previous authority of law.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Crosbie and Comfort in the sum of \$2,062.54 in payment for extra work performed during the rehabilitation of the Bloomfield Bridge, by Contract (Controller's Register

No. 14998) for the benefit of the City without previous authority of law and charge to Bond Fund No. 193-305, Rehabilitation of the Bloomfield Bridge.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 386.

## No. 560

**AN ORDINANCE**—Amending Zoning Ordinance No. 192, approved May 10, 1958, Zoning District Map Sheet Z-S10-W16, by changing from a "C2" District to an "M1" District, all that property bounded and described as follows: Banks-ville Road; Potomac Avenue; Dodds Avenue; and the dividing line of properties, now or late, of C. J. Goodwin and Tremarco Corporation, 267.21 feet south of Hayson Avenue, 20th Ward, City of Pittsburgh, Pa.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That Zoning Ordinance No. 192, approved May 10, 1958, be and the same, is hereby amended by changing Zoning District Map Sheet Z-S10-W16, so as to change from a "C2" Highway Commercial District to an "M1" Limited Industrial District, all that property bounded and described as follows: Banks-ville Road; Potomac Avenue; Dodds Avenue; and the dividing line of properties, now or late, of C. J. Goodwin and Tremarco Corporation, 267.21 feet south of Hayson Avenue, 20th Ward, City of Pittsburgh, Pa.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 387.

## No. 561

**AN ORDINANCE** — Amending certain sections of the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, by revising the powers of the Board of Adjustment to grant special exceptions for the reduction of side yard widths for 1-family dwellings on accredited-zoning lots, and providing for major excavating, grading or filling as a conditional use in any zoning district.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, be and the same is hereby amended by adding to the Sections indicated below a new Item, as designated, to read as follows:

Major excavating, grading or filling, except for strip or other mining of coal or other minerals, excavating of sand or rock and the crushing of rock, sanitary and other fills, recovery of metal or natural resources and similar operations. (See Section 2801-1-A-(13.)

Section 504-1-G  
Section 604-1-H  
Section 704-1-J  
Section 804-1-K  
Section 1004-1-N  
Section 1204-1-M  
Section 1404-1-M  
Section 1404-1-I  
Section 1504-1-E  
Section 1605-1-H  
Section 1704-1-F  
Section 1804-1-H  
Section 1904-1-G  
Section 2004-1-E  
Section 2104-1-E  
Section 2204-1-G  
Section 2304-1-G

Section 8. That Section 506 of the said ordinance be and the same is hereby amended by changing Subsections 1-B and 1-C to read as follows:

\* \* \*

B. Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot having a width within the range of fifty-one (51) to sixty-four (64) feet, inclusive, for a corner lot, or forty-one (41) to forty-four (44) feet, inclusive, for an interior lot. (See Section 2903-3-C-(2).)

C. Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than fifty-one (51) feet in width for a corner lot or less than forty-one (41) feet in width for an interior lot. (See Section 2903-3-C-(3).)

Section 3. That Sections 606-1-A, 706-1-A, 806-1-A, 1006-1-A and 1206-1-A of the said Ordinance be and the same are hereby amended to read as follows:

A. Reduction of side yard width for a one-family dwelling lot on an accredited-zoning lot less than fifty-one (51) feet in width for a corner lot and less than forty-one (41) feet in width for an interior lot. (See Section 2903-3-C-(3).)

Section 4. That Section 2801 of the said Ordinance be and the same is hereby amended by changing Item (13) of Subsection 1-A to read as follows:

(13) Major excavating, grading or filling and any proposed temporary or permanent construction and facilities incident to such operation in any district:

(a) The operation shall be controlled in such a manner as to offer reasonable protection to the neighborhood, against possible detrimental effects, taking into consideration the physical relationship to surrounding properties, and access to the site including any nearby residential streets that must be traversed in conveying material to and from the site,

(b) The proposed use of any street for incidental trucking operations shall have the approval of the Department of Public Works and the Department of Public Safety, and

(c) Strip or other mining of coal or other minerals, excavating of sand or rock and the crushing of rock, sanitary and other fills, recovery of metal or natural resources and similar operations, may be carried on in an "S" District only.

Section 5. That Section 2903 of the said Ordinance be and the same is here-

by amended by changing Items (2) and (3) of Sub-section 3-C to read as follows:

(2) Reduction of side yard widths for a one-family dwelling in an "R1-A" District on an accredited-zoning lot having a width within the range of fifty-one (51) to sixty-four (64) feet, inclusive, for a corner lot, or forty-one (41) to forty-four (44) feet, inclusive, for an interior lot, provided:

(a) consideration is given to the character of the properties in the immediate neighborhood with respect to existing side yard widths, and the probable effect of such reduction on abutting properties,

(b) the ratio of side yard width to lot width is in general accord with the intent of the ordinance as set forth in the yard requirements for the district and in the side yard reduction tables of Section 2803-3, and

(c) any side yard abutting a street shall be not less than eleven (11) feet in width, and any side yard not abutting a street shall be not less than three (3) feet in width;

(3) Reduction of side yard widths for a one-family dwelling on an accredited-zoning lot less than fifty-one (51) feet in width for a corner lot or less than forty-one (41) feet in width for an interior lot, in "R" Districts, provided:

(a) consideration is given to the character of the properties in the immediate neighborhood with respect to existing side yard widths, and the probable effect of such reduction on abutting properties,

(b) the ratio of side yard width to lot width is in general accord with the intent of the ordinance as set forth in the yard requirements for the particular district and the side yard reduction tables of Section 2803-3,

(c) when a side yard is omitted, the building wall abuts an interior side lot line and there are no openings in said wall, and

(d) when both side yards are omitted, the dwelling is not more than two (2) rooms in depth.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 387.

## No. 562

**AN ORDINANCE**—Granting unto Klein's Restaurant, 330 4th Avenue, Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use at its own cost and expense, a sidewalk elevator vault with hinged steel sidewalk doors in the southerly sidewalk area of 4th Avenue, 1st Ward, Pittsburgh, Pennsylvania.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Klein's Restaurant, 330 4th Avenue, Pittsburgh, Pennsylvania, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use at its own cost and expense, a sidewalk elevator vault with hinged steel sidewalk doors in the southerly sidewalk area of 4th Avenue, 1st Ward, Pittsburgh, Pennsylvania.

The elevator vault to be constructed by virtue of this Ordinance is to have its top level with curb grade and is to occupy a portion of the southerly sidewalk area of 4th Avenue, bounded and described as follows:

Beginning at a point on the southerly line of 4th Avenue distant 250' 0" east of the easterly line of Wood Street; thence extending easterly along the southerly line of 4th Avenue a distance of 10' 0" and protruding into said street a distance of 5' 4" and have a maximum depth of 12' 6" below curb grade; said vault to be constructed of reinforced concrete with hinged steel sidewalk doors flush with existing curb grade.

The said elevator vault shall conform to the provisions of this Ordinance and in accordance with the Plan identified as Accession No. B-825 on file in the office of the Bureau of Bridges, Highways and Sewers, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of the construction of the said elevator vault, shall submit to the

Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate showing the location and all details for the said construction, said plans and said construction shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may hereafter passed relating to the said construction, maintenance and its use on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said construction. All work, including the repaving and repairing of any portion of the street damaged shall be done in the manner and at such times as the Director of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said construction upon giving to the said Grantee at least six (6) months written notice through the proper officers pursuant to a resolution or ordinance of Council, to the said Klein's Restaurant, its successors or assigns, to that effect, and that the said Grantee shall when so notified at the expiration of the said six (6) months forthwith remove said construction and replace the street to its original condition at its own cost and expense.

Section 6. The said Grantee assumes all liability, if any, of the City of Pittsburgh arising out of the exercise by the Grantee of the privileges and obligations under this Ordinance.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance

shall become null and void unless within thirty (30) days after its approval the said Klein's Restaurant, its successors or assigns, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the Klein's Restaurant, its successors or assigns, and shall pay to the City Treasurer a permit fee of \$100.00 for said elevator vault, and an annual inspection fee of \$.01 per cubic foot.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 389.

## No. 563

**AN ORDINANCE**—Providing for the letting of a contract or contracts for a term of five (5) years; for furnishing and placing of electrical equipment necessary for lighting streets and other public thoroughfares and places in the City of Pittsburgh and sale of said equipment to the City; and providing for the payment of the costs thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for a term of five (5) years; for furnishing and placing of electrical equipment necessary for lighting streets and other public thoroughfares and places in the City of Pittsburgh and sale of said equipment to the City; and providing for the payment of the costs thereof, all chargeable to and payable from Bond Fund No. 187 and Bond Fund No. 189 for the year 1959, and from Code Account No. 1506 thereafter

Section 2. All the equipment and lamps fully paid for by the City of Pittsburgh under the terms of the said contract or contracts shall be and become the property of the City of Pittsburgh.

Section 3. The form of proposals and specifications shall be approved by the

Utilities Consultant and the Director of the Department of Public Works of the City of Pittsburgh, and the form of contract or contracts shall be approved by the City Solicitor.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 391.

## No. 564

**AN ORDINANCE**—Providing for the letting of a contract or contracts for a term of five (5) years; for the servicing and maintenance of electrical lighting equipment, nightly inspection and replacements of lamps and sale of lamps to the City of Pittsburgh; and providing for the payment of the costs thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for a term of five (5) years; for the servicing and maintenance of electrical lighting equipment, nightly inspection and replacements of lamps and sale of lamps to the City of Pittsburgh; and providing for the payment of the costs thereof, all chargeable to and payable from Code Account No. 1506, Street Lighting, Department of Public Works.

Section 2. All the equipment and lamps fully paid for by the City of Pittsburgh under the terms of the said contract or contracts shall be and become the property of the City of Pittsburgh.

Section 3. The form of proposals and specifications shall be approved by the Utilities Consultant and the Director of the Department of Public Works of the City of Pittsburgh, and the form of contract or contracts shall be approved by the City Solicitor.

Section 4. That any Ordinance or part of Ordinance, conflicting with the pro-

visions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 391.

## No. 565

**AN ORDINANCE**—Providing for the letting of a contract for a term of ten (10) years for the sale to the City of Pittsburgh, of Electric Energy for lights on streets and other public thoroughfares and places of the City, and rental to the City of conduits, cable, standard junction boxes and line sections, etc., and providing for the payment of the cost thereof.

*The Council of the City of Pittsburgh hereby enacts as follows:*

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract for a term of ten (10) years for the sale to the City of Pittsburgh of Electric Energy for lights on streets and other public thoroughfares and places of the City, and rental to the City of conduits, cable, standard junction boxes and line sections, etc., in conformity with the order of the Pennsylvania Public Utility Commission, at Complaint Docket No. C-14157, Series 1946, all chargeable to and payable from Code Account No. 1506, Street Lighting, Department of Public Works.

Section 2. The form of proposal and specifications shall be approved by the Utilities Consultant and the Director of the Department of Public Works of the City of Pittsburgh, and the form of contract shall be approved by the City Solicitor.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1958.

Approved December 31, 1958.

Ordinance Book 62, Page 392.

# RESOLUTIONS

## No. 1

Whereas, The City of Pittsburgh will celebrate the two hundredth birthday beginning in October, 1958, and continuing through the year 1959; Therefore, Be It

Resolved, That the Postmaster General of the United States be and he is hereby requested, on behalf of the people of Pittsburgh, to have printed and issued sometime during the period of the Bicentennial of the City of Pittsburgh a stamp commemorating this event; the background of the stamp to be either the Golden Triangle or the Gateway Center, with the four corners,

Fort Duquesne or Fort Pitt Block House,

General George Washington,

General John Forbes,

William Pitt, Prime Minister of England.

Read and Adopted January 13, 1958.

Approved January 14, 1958.

Resolution Book 14, Page 475.

## No. 2

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$260.00 in settlement of delinquent flat rate water charges billed the Dollar Savings Bank, now the property of the Sun Drug Company, located 218-220 Diamond Street, 1st Ward, for the years 1952, 1953 and the year 1954 to May 24th.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 475.

## No. 3

Resolved, That the Mayor and Director of the Department of Lands and Buildings be and they are hereby authorized and directed to execute a lease on behalf of the City of Pittsburgh, to Marion Coal and Supply Company for a certain portion of the wharf along the Ohio River in the 21st Ward, City of Pittsburgh, beginning at the westerly line of Belmont Street and extending in a westerly direction a distance of 805 feet to the westerly line of Mumford Street, for a term of five years, commencing February 1, 1958, at an annual rental of \$805.00, payable quarterly in advance; and be it further

Resolved, that said lease shall contain such other terms and conditions as shall in form be approved by the City Solicitor.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 475.

## No. 4

Whereas, Howard F. Adelsberger has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from Herman Boehmer and on June 4, 1951, from M. E. Poland, for the sum of \$1,100.00, and described as follows:

All that certain lot or piece of ground situate in the 26th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being more fully described as follows:



Beginning on the northerly line of Danbury Street at the intersection of the westerly line of Crispin Street; thence westwardly along the northerly line of Danbury Street a distance of 50.0 feet to a point; thence northwardly a distance of 192.0 feet, more or less, to a point; thence northeastwardly a distance of 54.0 feet, more or less, to the westerly line of Crispin Street; thence southwardly along the westerly line of Crispin Street a distance of 213.81 feet, more or less, to the place of beginning. Being all of the property acquired at Treasurer's Sale No. 1825 of 1950 from Herman Boehmer and a portion of the property acquired at Treasurer's Sale No. 211 of 1951 from M. E. Poland.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price; and be it further

Resolved, That the deed shall contain the following provision:

"The grantor shall have the right at any time to reenter upon and occupy all that certain 20 feet of land abutting on Danbury Street for the purpose of the widening thereof without compensation to the grantee, his heirs and assigns."

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 476.

## No. 5

Whereas, Joseph H. Bliss has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Phillip and Isabel R. Doeblin, for the sum of \$1,350.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x110 West Liberty Avenue No. 3, Robinson Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 477.

## No. 6

Whereas, Joseph H. Bliss has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Phillip and Isabel R. Doeblin, for the sum of \$2,000.00, and described as follows:

19th Ward, Pittsburgh, Lot 20x110x70 rear West Liberty Avenue No. 1, Robinson Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 477.

## No. 7

Whereas, Resolution No. 346, approved September 19, 1957, authorized the sale of a lot 54x150x85 on Zahniser Street, 20th Ward, to Leonard J. Bluemle and

May M. Bluemle, his wife, for the sum of \$850.00 and

Whereas, The title search reveals that the lot was not taken from the proper registered owner and is uninsurable<sup>a</sup>

Now, Therefore, Be It

Resolved, That Resolution No. 346 of 1957 be and the same is hereby repealed.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 477.

## No. 8

Whereas, Steve M. Bombara has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Joseph Kinest or Kinast, for the sum of \$100.00, and described as follows:

16th Ward, Pittsburgh, Lot 24x110 Stella Street through to Mission Street between Oakley Way and J. and L. property No. 69, Thos. McClurg's Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 478.

## No. 9

Whereas, Ferdinand J. Feitl, Jr., and Catherine M. Feitl, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on

June 7, 1948, from Rose Skender or Skinder, for the sum of \$1,500.00, and described as follows:

23rd Ward, Pittsburgh, Lot 20.13 x avg. 110.50x20.10 rear East Ohio Street, Jacob Voegtley Etux Plan, Deed Book Volume 122, Page 483.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and be it further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action widen or change the grade of East Ohio Street, or extend Vinial Street to East Ohio Street."

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 478.

## No. 10

Whereas, Resolution No. 450, approved November 25, 1957, authorized the sale of a lot 30.35 x avg. 68.87 on Herron Avenue between Centre and Wylie Avenue, 5th Ward, to Robert R. Lavelle, for the sum of \$1,600.00 and

Whereas, The Title search reveals that the lot was not taken in the names of the proper registered owners and is uninsurable; Now, Therefore, B It

Resolved, That Resolution No. 450 of 1957 be and the same is hereby repealed.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 479.

## No. 11

Whereas, Edgar L. Smith has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 6, 1955, from Wm. T. McClelland and on June 7, 1948, from Harry Hell, for the sum of \$1,100.00, and described as follows:

12th Ward, Pittsburgh, Lot 44.45x100x 12.38 rear, Oakdene Street corner Hillsdale Street No. 267 and one-half of 268, Block 173-P, Lot 45; Lot 37.38x100 in all Oakdene Street No. 269 and one-half of 268, East End Terrace Plan, Plan Book Volume 23, Pages 174 and 175.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 479.

## No. 12

Whereas, Charles C. Thompson and Clara Thompson, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Marion H. and John P. Gilmore, for the sum of \$550.00, and described as follows:

20th Ward, Pittsburgh, Lot 54x100 Eltopia Street No. 104, Oltman Land and Loan Assn. Plan, Plan Book Volume 15, Page 27.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance

with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 480.

## No. 13

Whereas, Resolution No. 454, approved November 25, 1957, authorized the sale of Lots Nos. 28 and 29 on Broad Street, having erected thereon a two-story frame house in the 10th Ward, City of Pittsburgh, to Ethel Wilson Whitfield, for the sum of \$1,700.00 and

Whereas, The purchaser has requested the return of her hand money as the property has been damaged by fire, making it impractical to attempt to improve the property. Now, Therefore, Be It

Resolved, That Resolution No. 454 of 1957 be and the same is hereby repealed.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 480.

## No. 14

Whereas, at City Treasurer's Sale No. 723 of 1956, the City acquired the property of Lewis C. and Edyth Mae Eakman in the 31st Ward, described as—Lot 50x 201.7x80.09 rr Beechland Street No. 12, Block 134-H, Lot 121, and

Whereas, Lewis C. and Edyth Mae Eakman, the former owners, have requested City Council to authorize a quit-claim deed to them upon payment of all taxes, penalties, interest and costs.

Therefore, Be It Resolved

That upon payment of all taxes, penalties, interest and costs, the Mayor is hereby authorized and directed to execute and deliver a quit-claim deed to Lewis C. Eakman and Edyth Mae Eakman for the property acquired at City Treas-

urer's Sale No. 723 of 1956. This resolution to be effective for sixty (60) days from approval.

Passed January 20, 1958.

Approved January 24, 1958.

Resolution Book 14, Page 480.

## No. 15

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Anthony V. Tedesco, 6201 Station Street, Pittsburgh 6, Pa., in the sum of \$68.50 refunding partial amount paid for building permit; to Nathan Cantor, 121 So. Negley Avenue, Pittsburgh --, Pa., in the sum of \$33.10 refunding partial amount paid for building permit; to Levenson Electrical Company, 931 Liberty Avenue, Pittsburgh 22, Pa., in the sum of \$10.00 refunding amount paid for electrical permit; to Williams Electric Service, 3111 West Street, West Mifflin, Pa., in the sum of \$7.00 refunding amount paid for electrical permit; and to Arthur Capuzzi of 1101 McKenna Avenue, Pittsburgh 5, Pa., in the sum of \$3.40 refunding partial amount paid for building permit, which was cancelled, and charge same to Code Account No. 42, Contingent Fund.

Passed January 20, 1958, by a two-thirds vote.

Approved January 24, 1958.

Resolution Book 14, Page 481.

## No. 16

Whereas, The Better Traffic Committee recommends and the Director of the Department of Public Safety desires to carry on a traffic safety education activity in the form of a marionette show in the schools of the City of Pittsburgh, and including other showings, from January 13, 1958, through June 6, 1958, and from September 15, 1958, through December 12, 1958.

And Whereas, The Better Traffic Committee recommends and the Department of Public Safety desires to carry on a

traffic safety education activity in the form of a marionette show in the playgrounds of the City of Pittsburgh from July 1, 1958, through August 1, 1958.

And Whereas, It is not practicable to obtain the talent therefore by competitive biddings; and

Whereas, It is possible to engage the services (for the period from January 13 through June 6, 1958, and from September 15, 1958, through December 12, 1958, for the school program and including other showings as desired in the City of Pittsburgh, and the period from July 1, 1958, through August 1, 1958, for the summer playground program) of Mason Marionettes, 217 Cleveland Avenue, Pittsburgh 2, Pa., for carrying out these two projects, to include the preparation of two scripts, acceptable to the Director of Public Safety, talent for voices, recordings, studio recording services, turntables and microphones, portable stage, marionettes rental, scenery and properties, puppeteers and labor, and the necessary truck and trailer stage to transport this equipment; Now, Therefore, Be It

Resolved, That the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to engage the services of Mason Marionettes, 217 Cleveland Ave., Pittsburgh 2, Pa., for the producing of shows to be scheduled by the Department of Public Safety during the period from January 13, 1958, through June 6, 1958, and from September 15, 1958, through December 12, 1958, at a total sum not to exceed Twenty-eight Hundred (\$2,800.00) Dollars, to be paid on the basis of Twenty Dollars (\$20.00) per show scheduled in the schools or in connection with other child traffic safety activities, or in the event that two or more showings are necessary at one place, additional shows to be charged at the rate of Ten Dollars (\$10.00) each; and Be It Further

Resolved, That the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to engage the services of Mason Marionettes, 217 Cleveland Ave., Pittsburgh 2, Pa., for the producing of shows to be scheduled by the Department of Public Safety in playgrounds of the City of Pittsburgh for a period of four (4) weeks, commencing July 1, 1958,

and terminating August 1, 1958, for the total sum not to exceed Seventeen Hundred (\$1,700.00) Dollars and Be It Further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of Mason Marionettes in the total amount not to exceed Twenty-eight Hundred (\$2,800.00) Dollars, for payment of services of said child traffic safety education program, and in the total amount not to exceed Seventeen Hundred (\$1,700.00) Dollars for payment of services of said summer playground traffic safety education program, both chargeable to and payable from Code Account 1416, Child Safety Activities.

Passed January 20, 1958, by a two-thirds vote.

Approved January 24, 1958.

Resolution Book 14, Page 481.

## No. 17

Resolved, That the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to engage the services of a producer, two (2) announcers and an organist, and such other personnel or services as may be needed from time to time to conduct a weekly half-hour radio program for a period of 26 weeks commencing during the week of January 27, 1958, as an extension or continuation of similar programs during the year 1957 and years previous thereto, over Radio Station KQV, for the purpose of traffic education or instruction; that all personnel engaged be approved by the Director of the Department of Public Safety, and that the total sum of not over \$2,600.00 (Twenty-six Hundred Dollars) be expended for this specialized service for these 26 broadcasts; and, Be It Further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the producer, the two (2) announcers, the Organist, and such other personnel or services as needed for payment of the cost of said services, chargeable to and payable in the amount of \$1,300.00 from Code Ac-

count No. 1415, Adult Traffic Education, and \$1,300.00 from Code Account No. 1416, Child Safety Education.

Passed January 20, 1958, by a two-thirds vote.

Approved January 24, 1958.

Resolution Book 14, Page 482.

## No. 18

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy the following liens against the property of Leonardo Spagnolo, in connection with the assessment made at No. 1919 April Term, 1956, in Viewers' proceedings for the Grading, Paving and Curbing of Fairston Street and the Construction of a Sewer on Fairston Street, Twentieth Ward, Pittsburgh, viz.:

M. L. D. No. 8 October Term, 1957—V 23	\$ 300.00
M. L. D. No. 9 October Term, 1957—V 24	600.00
M. L. D. No. 10 October Term, 1957—V 25	300.00
M. L. D. No. 11 October Term, 1957—V 25	300.00
M. L. D. No. 12 October Term, 1957—V 27	300.00
M. L. D. No. 13 October Term, 1957—V 31	304.00
	<u>\$2,104.00</u>

upon payment by him of the total sum of \$1,804.00, without interest for period of sixty (60) days, costs to be charged to the City of Pittsburgh.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 483.

## No. 19

Resolved, That the City Solicitor be, and he is hereby authorized and directed to satisfy the lien for Interboro Avenue Sewer assessment against Wendelin-ous Mayer and Alice Mayer, his wife, at M. L. D. 92 April Term, 1956, upon re-

ceipt of Two Hundred Eighty-five Dollars (\$285.00) with the costs thereon charged to the City of Pittsburgh.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 483.

## No. 20

Resolved, That the City Controller be and he is hereby authorized and directed to set aside in Code Account No. 97, Celebrations, the sum set opposite the names of the following organizations for expenses incurred in connection with observance of Memorial Day, Flag Day, Fourth of July, Veterans' Day and I Am An American Day:

Allegheny County Spanish War Veterans .....	\$ 700.00
American Legion .....	3,000.00
Arsenal Board of Trade.....	1,000.00
Brookline Board of Trade.....	250.00
Camp No. 198, Sons of Union V. C. W. ....	200.00
Chapter No. 8, D. A. V. ....	150.00
Chapter No. 69, Col. Charles Young, D. A. V. ....	150.00
Col. Samuel D. Foster, Chapter No. 76, D. A. V. ....	150.00
18th Ward Ex-Servicemen's Assn.	200.00
Federation of War Veterans' Society .....	2,500.00
Grand Army of the Republic.....	2,000.00
Homewood-Brushton Post, V. F. W. ....	200.00
I Am An American Day .....	700.00
Liberty Chapter No. 22, D. A. V..	150.00
North Side Chamber of Commerce .....	500.00
North Side Veterans' Council..	500.00
Post No. 49, Jewish War Veterans	150.00
Sheraden Board of Trade.....	400.00
Soho Community Celebration..	1,500.00
South Side Veterans' Community Celebration .....	1,000.00
17th Ward United Veterans' Association .....	150.00
27th Ward Independence Day Celebration .....	250.00
United States Navy Veterans....	200.00

Veterans of Foreign Wars .....	2,000.00
Veterans Association, 107th Field Artillery .....	200.00
West End Board of Trade .....	250.00

and Be It Further

Resolved, That the organizations herein listed shall submit invoices signed by the proper officers for approval by the Finance Committee of Council before disbursement is made by the City Controller.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 484.

## No. 21

Whereas, George T. Fisher and Willanette D. Fisher, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1944, from William Aiken, and June 7, 1948, from William Aiken, for the sum of \$650.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Oakmont Street No. 181, Triangular lot 116.96x72.7E4x91.58 Norwalk (Norfolk) Street corner 15 foot way near Oakmont Street No. 182, West Pittsburgh Plan, Plan Book Volume 18, Page 49; reserving therefrom for street purposes a portion of the aforesaid lots at the intersection of Oakmont and Norwalk Streets, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 485.

## No. 22

Whereas, Theodore Klotzbaugh has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1944, from Wm. H. Pollitt and Bridget Fleming and on June 4, 1945, from John T. or F. Stevens and William Wiseman, for the sum of \$1,675.00, and described as follows:

28th Ward, Pittsburgh, five lots 25x100 each Hollywood Street Nos. 520, 521, 522, 523 and 524, West Pittsburgh Plan, Plan Book Volume 18, Page 49.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 485.

## No. 23

Whereas, Theodore Klotzbaugh has submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sales on June 5, 1944, from Alexander Rush, William W. Lydic and Martha Jane McIver, for the sum of \$1,675.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Hollywood Street No. 528, Lot 32.77 x avg. 103.94x73.25 rear Hollywood Street No. 529, Lot 21.80 x avg. 103.94x62.28 rear Hollywood Street No. 530, two lots 25x100 each Hollywood Street Nos. 531 and 532, West Pittsburgh Plan, Plan Book Volume 18, Page 49.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the

Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 486.

## No. 24

Whereas, Malcolm E. Rankin and Mary Ellen Rankin, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on M. L. D. No. 307—1st Term, 1909, from August Kartlich and Otto G. W. Roehler, for the sum of \$250.00, and described as follows:

19th Ward, Pittsburgh, Lot 20x100 Edith Street between Greenleaf and Well Streets No. 281, Shaler Place Plan, Plan Book Volume 14, Page 28.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and the Act of May 21, 1937, P. L. 787, as amended.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 486.

## No. 25

Whereas, At City Treasurer's Sale No. 173 of 1956, the City acquired the property of William and Shirley Jane Gerson, located in the 14th Ward, described as—Strip 3x105 Rosemore Street, Pt. No. 5, Block 88-C, Lot Pt. 139, and

Whereas, William and Shirley Jane Gerson, the former owners, have requested us to authorize a quit-claim deed to them upon payment of all taxes, penalties, interest and costs.

Therefore, Be It Resolved

That upon payment of all taxes, penalties, interest and costs, the Mayor is hereby authorized and directed to execute and deliver a quit-claim deed to William Gerson and Shirley Jane Gerson for the property acquired at City Treasurer's Sale No. 173 of 1906.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 486.

## No. 26

Whereas, Resolution No. 709 approved December 20, 1952, authorized the Mayor to execute a Quit-Claim deed to Bertha M. Hamilton for property located in the 3rd Ward, being a lot 20x90 Covington Street, upon payment of all taxes, and

Whereas, Bertha M. Hamilton failed to pay said taxes although notified to do so,

Therefore, Be It

Resolved, That Resolution No. 709 of 1952 be and the same is hereby repealed.

Passed January 27, 1958.

Approved January 30, 1958.

Resolution Book 14, Page 487.

## No. 27

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of A. F. Clayton, c/o Morris M. Berger, Esq., 1108 Law & Finance Bldg., Pittsburgh 19, Pa., in the sum of \$129.37 in full settlement of claim against the City of Pittsburgh for car damaged April 25, 1956, on Oakwood St.; and charge same to Code Account No. 46, Judgments.

Passed February 3, 1958, by a two-thirds vote.

Approved February 6, 1958.

Resolution Book 14, Page 487.

## No. 28

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Grafton Duvall and Christine B. Duvall, 5721 Elwood Street, Pittsburgh 32, Pa., in the sum of \$248.15 in full settlement of claim against the City of Pittsburgh for injuries sustained April 8, 1957, on East Park Way; and charge same to Code Account No. 46, Judgments.

Passed February 3, 1958, by a two-thirds vote.

Approved February 6, 1958.

Resolution Book 14, Page 488.

## No. 29

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Leo J. Vogel, 286 Magnolia Place, Pittsburgh 28, Pa., in the sum of \$140.51 in full settlement of claim against the City of Pittsburgh for car damaged November 1, 1957, by Department of Lands & Buildings car on Tunnel Street; and charge same to Code Account No. 46, Judgments.

Passed February 3, 1958, by a two-thirds vote.

Approved February 6, 1958.

Resolution Book 14, Page 488.

## No. 30

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Elizabeth A. Whiteside and James L. Whiteside, 329 Smith Way, Pittsburgh 11, Pa., in the sum of \$211.86 in full settlement of claim against the City of Pittsburgh for property at above address damaged May 11, 1957, due to flooding; and charge same to Code Account No. 46, Judgments.

Passed February 3, 1958, by a two-thirds vote.



Approved February 6, 1958.

Resolution Book 14, Page 488.

## No. 31

Whereas, Francis R. Auth has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1945, from John W. Simpson, for the sum of \$200.00, and described as follows:

20th Ward, Pittsburgh, Lot 30x100 Zahniser Street through to Berdella Street No. 7, Speer and Zahniser Plan, Plan Book Volume 26, Page 120.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 3, 1958.

Approved February 6, 1958.

Resolution Book 14, Page 489.

## No. 32

Whereas, George G. Barnwell and Eleanor H. Barnwell, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 7, 1943, from Charles Kauba and on June 6, 1955, from R. P. Scholze, for the sum of \$350.00, and described as follows:

26th Ward, Pittsburgh, Lot 25x100 Montview Street No. 130, Lot 25x100 Montview Street No. 131, Block 115-B, Lot 19, Benton Plan, Plan Book Volume 17, Page 38.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the

Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 3, 1958.

Approved February 6, 1958.

Resolution Book 14, Page 489.

## No. 33

Whereas, Richard Dunlap and Dolly V. Dunlap, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from David J. Dunlap and Richard Dunlap, for the sum of \$450.00, and described as follows:

18th Ward, Pittsburgh, Lot 25x110 Estella Street No. 77, T. S. Maple's Plan, Plan Book Volume 12, Page 10 (Lot number given incorrectly on Treasurer's Sale No. 1645 of June 7, 1948, as No. 79).

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 3, 1958.

Approved February 6, 1958.

Resolution Book 14, Page 489.

## No. 34

Whereas, Theodore Klotzbaugh has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Continental Real Estate Company of Pittsburgh, for the sum of \$1,125.00, and described as follows:

28th Ward, Pittsburgh, three lots 25x 100 each Ford Street Nos. 607, 608 and 609, West Pittsburgh Plan, Plan Book Volume 18, Page 49.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 3, 1958.

Approved February 6, 1958.

Resolution Book 14, Page 490.

## No. 35

Whereas, William Robison and Hilda Robison, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Margaret J. Thompson and William E. Hamnett and John W. Beatty, for the sum of \$1,500.00, and described as follows:

13th Ward, Pittsburgh, Lot 50 x avg. 140.79 Calistoga Street No. 3, Lot 37.50 x avg. 148.89 Calistoga Street No. 4, Lot 37.50 x avg. 139.66x47.61 Calistoga Street No. 5, Rev. Parchment Addn. Plan.

14th Ward, Pittsburgh, Lot 50x155.35 Braddock Avenue corner Kensington Avenue No. 6 and part No. 5, Graymore Court; reserving therefrom for street purposes a portion of the aforesaid Lot No. 6 and part of No. 5 at the intersection of Braddock and Kensington Avenues, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action improve Calistoga Street to the established grade and to the cuts or fills resulting therefrom."

Passed February 3, 1958.

Approved February 6, 1958.

Resolution Book 14, Page 490.

## No. 36

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$250 in settlement of metered water charges billed the property of Davison Caimnion and Edward Caimnion, rear of 2454 Bedford Avenue, 5th Ward, for the years 1951 to and including the year 1955.

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 491.

## No. 37

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$250 in settlement of delinquent metered water charges billed the property of Ruth G. Neel and Joseph D. Hudson, 370 Soho Street and 2301 Reed Street, 5th Ward, for the 2nd, 3rd and 4th quarters of 1954 and the years 1955 and 1956.

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 491.

## No. 38

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Clyde Butler, Mar-

Jorie P. Butler and Motors Insurance Corporation, 5182 Liberty Avenue, Pittsburgh 24, Pa., in the sum of \$148.47 in full settlement of parked car at 7002½ Kedron Street, damaged November 8, 1957, by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed February 10, 1958, by a two-thirds vote.

Approved February 14, 1958.

Resolution Book 14, Page 492.

## No. 39

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Margaret S. Cauley and Charles Cauley, 321 McKee Place, Pittsburgh 13, Pa., in the sum of \$125.00 in full settlement of claim against the City of Pittsburgh for car damaged October 14, 1957, by Department of Parks & Recreation truck in Schenley Park; and charge same to Code Account No. 46, Judgments.

Passed February 10, 1958, by a two-thirds vote.

Approved February 14, 1958.

Resolution Book 14, Page 492.

## No. 40

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thomas P. Lauth, 1511 Stratmore Ave., Pittsburgh 5, Pa., in the sum of \$253.79 in full settlement of claim against the City of Pittsburgh for plate glass windows and store contents at above address damaged September 30, 1957, when tires fell off City sweeper and crashed into same and charge same to Code Account No. 46, Judgments.

Passed February 10, 1958, by a two-thirds vote.

Approved February 14, 1958.

Resolution Book 14, Page 492.

## No. 41

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Clifford V. Price and Pauline I. Price, 219 Stratford Ave., Pittsburgh 6, Pa., in the sum of \$538.25 in full settlement of claim against the City of Pittsburgh for sidewalk and sewer at 217-219 Stratford Avenue damaged in 1957 by tree roots; and charge same to Code Account No. 46, Judgments.

Passed February 10, 1958, by a two-thirds vote.

Approved February 14, 1958.

Resolution Book 14, Page 493.

## No. 42

Whereas, James Boggs has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Charles Vignos, Alice Vignos, Blanche Vignos, Alfred Vignos and Frank Vignos, for the sum of \$2,400.00, and described as follows:

32nd Ward, Pittsburgh, six lots 25x 120 each Homehurst Street Nos. 342 to 347, inclusive, Elwyn Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and be it further

Resolved, That the deed shall contain the following provision:

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Duluth Street."

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 493.

## No. 43

Whereas, James Boggs has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Charles Vignos, Alice Vignos, Blanche Vignos, Alfred Vignos and Frank Vignos, for the sum of \$3,200.00, and described as follows:

32nd Ward, Pittsburgh, seven lots 25x120 each Homehurst Street Nos. 348 to 354, inclusive, Lot 25x100 Homehurst (Home) Street No. 355, Elwyn Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and be it further

Resolved, That the deed shall contain the following provision:

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Duluth Street."

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 494.

## No. 44

Whereas, Albert M. Huber and Frances K. Huber, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Alta Land Company, for the sum of \$200.00, and described as follows:

20th Ward, Pittsburgh, Triangular lot 133.13x97.12x100.49 Meta Street No. 245, Alta Land Company Plan reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Meta Street and Fetterman Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 10, 1958.

Approved February 14, 1958.

Ordinance Book 14, Page 494.

## No. 45

Whereas, James J. Kirk and Lois M. Kirk, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Christopher Thomas O'Brien or O'Brein or Christopher and Thomas O'Brien, for the sum of \$600.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x100 Methyl Avenue, No. 478, W. Liberty 2nd Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 495.

## No. 46

Whereas, Alfred J. Schaming and Margaret C. Schaming, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on

June 3, 1946, from Homer D. Woosley, for the sum of \$375.00, and described as follows:

31st Ward, Pittsburgh, Lot 25x120 Margray Avenue to 20-foot Way No. 594, Lincoln Place Plan, Plan Book Volume 16, Page 150.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 495.

## No. 47

Whereas, Andrew F. Witkowski and Ann M. Witkowski, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from William D. Rowan, for the sum of \$1,675.00, and described as follows:

31st Ward, Pittsburgh, three lots 25x130 each Session Street Nos. 157, 158 and 159, Irregular lot 25x130x105.45 Session Street No. 160, Lincoln Place Plan, Plan Book Volume 16, Pages 150 and 151; reserving therefrom for street purposes a portion of Lot No. 160 at the intersection of Session Street and Official Way, having a radius of 10 feet, and also reserving therefrom a portion of Lot No. 160 at the intersection of Official Way and Motion Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceed-

ings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 495.

## No. 48

Resolved, That the Mayor and Director of the Department of Lands and Buildings of the City of Pittsburgh are hereby authorized and directed to enter into a lease with Hill City Youth Municipality for rental of four offices on the first floor of property at 2038 Bedford Avenue, 5th Ward, for use of the Friendly Service Bureau of the Department of Public Safety, for a term of one year, commencing January 1, 1958, and expiring December 31, 1958, for a total rental of \$1,200.00, payable in monthly installments of \$100.00 each, chargeable to and payable from Code Account No. 1361, Miscellaneous (Rent); and be it further

Resolved, That the lease shall contain such other terms and conditions as shall in form be approved by the City Solicitor.

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 496.

## No. 49

Whereas, At City Treasurer's Sale No. 2559 of 1950, the City acquired the property of John A. and Mona Zimmerman, located in the 32nd Ward, described as—Lot 50x125.70 Flat Street Nos. 33-34, J. B. Zimmerman Sub. Plan, Plan Book Vol. 14, Page 127, and

Whereas, John A. Zimmerman and Mona Zimmerman are deceased, and

Whereas, Exonerations have been issued and applied to exonerate the taxes on these lots in the name of John A. and Mona Zimmerman, and

Whereas, Since the said lots are owned by Edward and Marie Waldschmidt, the

City Treasurer's sale created a cloud on the title as owned by Edward and Marie Waldschmidt,

#### Therefore, Be It Resolved

That the Mayor is hereby authorized and directed to execute and deliver a Quit Claim Deed to Edward Waldschmidt and Marie Waldschmidt, his wife, for the property acquired at City Treasurer's Sale No. 2559 of 1950.

Passed February 10, 1958.

Approved February 14, 1958.

Resolution Book 14, Page 496.

## No. 50

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. Helen Malone in the amount of \$302.05, being compensation for three weeks vacation due her husband, the late Joseph L. Malone, who died January 17, 1958, while serving as a member of the Bureau of Fire, Department of Public Safety, and charge same to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire.

Passed February 10, 1958, by a two-thirds vote.

Approved February 14, 1958.

Resolution Book 14, Page 497.

## No. 51

Whereas, Certain real estate in the First Ward of the City of Pittsburgh was owned by Katherine Powers two-thirds interest, John W. Priddy, Life Estate. Remainder to Joseph W. Priddy, Robert Priddy, Virginia K. Beane and Arthur White, one-third interest; and

Whereas, The said property has been taken by the Commonwealth of Pennsylvania for highway improvement, as per Deed Registry Correction Slip, dated March 26, 1957; and

Whereas, The following taxes are open:

1953-----	\$465.92
1954-----	\$409.92

#### Now, Therefore, Be It

Resolved, That the above taxes be and they hereby are exonerated, and that said liens be satisfied without payment and the costs thereon charged to the City of Pittsburgh.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 497.

## No. 52

Whereas, Certain real estate in the First Ward of the City of Pittsburgh was owned by Carl H. Pieper and Curtis G. Pieper and

Whereas, The said property has been condemned and taken by the Commonwealth of Pennsylvania, as per Deed Registry Correction Slip, dated January 18, 1957; and

Whereas, The following taxes are open:

1951-----	\$5,507.74
1952-----	\$6,491.27
1953-----	\$6,294.56

#### Now, Therefore, Be It

Resolved, That the above taxes be and they hereby are exonerated, and that said liens be satisfied without payment and the costs thereon charged to the City of Pittsburgh.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 498.

## No. 53

Whereas, Certain real estate in the Fourth Ward of the City of Pittsburgh is owned by the City of Pittsburgh; and

Whereas, the said properties are known as the Municipal Hospital and should have been in the exempt classification since acquisition and

Whereas, The following taxes are open:  
Year Lot 125x165 Darragh St.:

1943-----	\$112.50	1949-----	\$140.00
1944-----	125.00	1950-----	140.00

1945-----	125.00	1951-----	140.00
1946-----	140.00	1952-----	165.00
1947-----	140.00	1953-----	160.00
1948-----	140.00	1954-----	160.00

Year .527 A. Ld. Terrace St.:

1943-----	\$106.65	1949-----	\$132.72
1944-----	118.50	1950-----	132.72
1945-----	118.50	1951-----	132.72
1946-----	132.72	1952-----	156.42
1947-----	132.72	1953-----	151.68
1948-----	132.72	1954-----	151.68

Year .331 A. Ld. Terrace St.:

1943-----	\$ 67.50	1949-----	\$ 84.00
1944-----	75.00	1950-----	84.00
1945-----	75.00	1951-----	84.00
1946-----	84.00	1952-----	99.00
1947-----	84.00	1953-----	96.00
1948-----	84.00	1954-----	96.00

Now, Therefore, Be It

Resolved, That the above taxes be and they are hereby exonerated, and that said liens be satisfied without payment and the costs thereon charged to the City of Pittsburgh.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 498.

## No. 54

Whereas, Certain real estate in the Fourth Ward of the City of Pittsburgh was owned by University of Pittsburgh, Lamda Chi Alpha Club of Pittsburgh and Otilia Johns; and

Whereas, The said properties were taken by the City of Pittsburgh by condemnation pursuant to Ordinance No. 546, approved November 30, 1938; and

Whereas, The said properties are part of that known as the Municipal Hospital and should have been in the exempt classification since acquisition; and

Whereas, The following taxes are open:  
Year 1939—Lamda Chi Alpha Club of Pittsburgh, Lot 98x240 Terrace St. \$259.35; Year 1939—Otilia Johns, Lot 136.16x240, Terrace St., \$317.24.

Now, Therefore, Be It

Resolved, That the above taxes be and they hereby are exonerated, and that said

liens be satisfied without payment and the costs thereon charged to the City of Pittsburgh.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 499.

## No. 55

Whereas, Certain real estate in the Fifteenth Ward of the City of Pittsburgh was owned by Bertha L. Held and

Whereas, The said property has been taken by the Commonwealth of Pennsylvania for highways improvement, as per Deed Registry Correction Slip, dated April 15, 1957; and

Whereas, The following taxes are open:  
1951-----\$47.60  
1952-----\$56.10  
1953-----\$54.40  
1954-----\$54.40

Now, Therefore, Be It

Resolved, That the above taxes be and they are hereby exonerated, and that said liens be satisfied without payment and the costs thereon charged to the City of Pittsburgh.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 499.

## No. 56

Whereas, Certain real estate in the Twentieth Ward of the City of Pittsburgh was owned by Dorothy Avins (one-half interest) and Elsie L. Towne (one-half interest); and

Whereas, 8.45 Acres of said land has been taken by the Commonwealth of Pennsylvania for highway improvement, as per Deed Registry Correction Slip, dated May 6, 1957; and

Whereas, The following taxes are open:  
1952-----\$87.45  
1953-----\$84.80  
1954-----\$84.80

Now Therefore, Be It

Resolved, That the above taxes be and they are hereby exonerated, and that said liens be satisfied without payment and the costs thereon charged to the City of Pittsburgh.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 500.

## No. 57

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Leona May Fenton, Floyd Fenton, LeRoy E. Wible and Amelia Wible, 246-248 Johnston Ave., Pittsburgh 7, Pa., in the sum of \$201.35 in full settlement of claim against the City of Pittsburgh for joint sewer at above address damaged due to clogging with tree roots; and charge same to Code Account No. 46, Judgments.

Passed February 17, 1958, by a two-thirds vote.

Approved February 20, 1958.

Resolution Book 14, Page 500.

## No. 58

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Francis C. James, 1558 Westmoreland Ave., Pittsburgh 6, Pa., in the sum of \$207.13 in full settlement of claim against the City of Pittsburgh for car damaged December 26, 1957, by refuse truck in alley in rear of Westmoreland Ave.; and charge same to Code Account No. 46, Judgments.

Passed February 17, 1958, by a two-thirds vote.

Approved February 20, 1958.

Resolution Book 14, Page 500.

## No. 59

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mary Ann Marx, 14 Regina St., Pittsburgh 3, Pa., in the sum of \$235.00 in full settlement of claim against the City of Pittsburgh for water service line at above address broken March 4, 1957, by backfill by Bureau of Bridges, Highways & Sewers; and charge same to Code Account No. 46, Judgments.

Passed February 17, 1958, by a two-thirds vote.

Approved February 20, 1958.

Resolution Book 14, Page 501.

## No. 60

Resolved, That so much of Resolution No. 203, approved May 27, 1957, as reads:

"And Be It Further Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of E. Greiner in the sum of \$10,000.00 deliverable upon receipt of the general warranty deed of E. Greiner to property situate in the First Ward, City of Pittsburgh, County of Allegheny, and bounded and described as follows, to-wit:"

be amended to read as follows:

"And Be It Further Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Earl J. Greiner and Clyde E. Greiner in the sum of \$10,000 deliverable upon receipt of the general warranty deed of Earl J. Greiner and Clyde E. Greiner to property situate in the First Ward, City of Pittsburgh, County of Allegheny, and bounded and described as follows, to wit."

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 501.



## No. 61

Whereas, Clyde Adams and Julia Adams, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on M. L. D. No. 14 February Term, 1910, from J. Walter Hay, for the sum of \$900.00, and described as follows:

19th Ward, Pittsburgh, two lots 20x90 each Augusta Street Nos. 447 and 448, Shaler Place Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and the Act of May 21, 1937, P. L. 787, as amended.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 502.

## No. 62

Whereas, Joseph J. Burzynski and Jean Burzynski, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from Adolph Janda and on July 5, 1949, from Catherine Patterson, for the sum of \$500.00, and described as follows:

5th Ward, Pittsburgh, two lots 20x100 each Colmar Street between Blessing and Lisbon Streets Nos. 12 and 14, Thos. McNeil Plan, Plan Book Volume 9, Page 76.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 502.

## No. 63

Whereas, Francesca Castelli has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from Conrad Yeager, for the sum of \$600.00, and described as follows:

12th Ward, Pittsburgh, Lot 23.23x122x 14.02 rear Hedge Street between 20 ft. Way and Pointview Street No. 24, Lot 25x122 Hedge Street between 20 ft. Way and Pointview Street No. 25, Block 124-M, Lot 330.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and be it further

Resolved, That the deed shall contain the following provision:

"The grantee, for herself, her heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Owassa Way, and further agrees to the vacation of Owassa Way whenever the City so desires."

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 502.

## No. 64

Whereas, William D. Harris, Jr., and Bertha G. Harris, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-

owned property acquired at tax sale on June 7, 1948, from Irwin Tracht, for the sum of \$300.00, and described as follows:

10th Ward, Pittsburgh, Lot 20x100 El Paso Street to 20 ft. Way No. 617, J. H. Sawyer Plan, Plan Book Volume 6, Page 34.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 503.

## No. 65

Whereas, Robert J. O'Malley and Mary M. O'Malley, his sister, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Thomas K. Miller, for the sum of \$1,600.00, and described as follows:

28th Ward, Pittsburgh, two lots 50x120 each E. Crafton Blvd. Nos. 229 and 230, Oak Park Plan, Plan Book Volume 14, Page 44.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 503.

## No. 66

Whereas, Margaret H. Payne has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1945, from Daniel Jr. and Louise Sweltzer, for the sum of \$300.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x110 Barr Avenue, Crafton Terrace Plan, No. 125, Plan Book Volume 17, Page 129.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 504.

## No. 67

Whereas, At City Treasurer's Sale No. 331 of 1956, the City acquired the property of Frank and Anna Komasenski, with notice to Marie M. Shaffer, located in the 20th Ward, described as—Lot 24 x avg. 145 W. Side Angle Street to Angle No. 46; 2-story fra. house No. 6; Block 7-N, Lot 168, and

Whereas, Marie M. Shaffer, sister of the assessed owner, has requested us to authorize a quit claim deed to her, upon payment of all taxes, penalties, interest and costs.

Therefore, Be It Resolved

That upon payment of all taxes, penalties, interest and costs, the Mayor is authorized and directed to execute and deliver a quit claim deed to Marie M. Shaffer for the property acquired at City Treasurer's Sale No. 331 of 1956.

This Resolution to be effective for sixty (60) days from approval.

Passed February 17, 1958.

Approved February 20, 1958.

Resolution Book 14, Page 504.

## No. 68

Resolved, That Fruehauf Trailer Company be and it is hereby authorized and empowered to construct at its own expense and under the specifications and supervision of the City of Pittsburgh a sanitary sewer and manholes in the street known as the Back Channel between 35th and 36th Streets, 6th Ward, in the size and location as shown on plan designated Accession Number H 2164, on file in the Department of Public Works, City of Pittsburgh; and

Be It Further Resolved, That the Director of Public Works be and he is hereby authorized to accept the said sewer and manholes, when so constructed, as additions to and part of the sewer system of the City of Pittsburgh.

Passed February 24, 1958.

Approved February 25, 1958.

Resolution Book 14, Page 505.

## No. 69

Whereas, Kenneth W. Adams and Besse Adams, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Melissa Hefer, for the sum of \$500.00, and described as follows:

28th Ward, Pittsburgh, Lot 30x110 Oakglen No. 151, Ideal 1st Plan, Plan Book Volume 19, Page 126.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 24, 1958.

Approved February 25, 1958.

Resolution Book 14, Page 505.

## No. 70

Whereas, Peter Buccigross has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from George E. Swauger, Marcella Rosenthal and Albert Zacarcas or Zacharias, for the sum of \$700.00, and described as follows:

10th Ward, Pittsburgh, seven lots 20x 100 each Adelphia Street Nos. 75 to 81, inclusive, Sharpsburg and Etna Savings Bank Plan, Plan Book Volume 5, Page 21.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and be it further

Resolved, That the deed shall contain the following provisions:

"The grantor shall have the right at any time to reenter upon and occupy all that certain 10 feet of land abutting on Adelphia Street for the purpose of the widening thereof without compensation to the grantee, his heirs and/or assigns."

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action (a) vacate Livingston Street and Unnamed Way, and (b) improve Adelphia Street to the established grade, and to the cuts or fills resulting therefrom."

Passed February 24, 1958.

Approved February 25, 1958.

Resolution Book 14, Page 505.

## No. 71

Whereas, Martin W. Dowling and Celine M. Dowling, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 3, 1946, from W. J. Elkins and on June 2, 1947, from Jacob Stackhouse, for the sum of \$800.00, and described as follows:

29th Ward, Pittsburgh, Lot 25.33x95.67 Trost Avenue, parts Nos. 143, 144 and 145, Lot 25.33 x avg. 86.5 in all Trost Avenue, parts Nos. 143, 144 and 145, C. H. Williams or Ogontz Place Plan, Plan Book Volume 17, Page 92.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed February 24, 1958.

Approved February 25, 1958.

Resolution Book 14, Page 506.

## No. 72

Whereas, Harold W. Goldstein has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from James McGlinchey, and July 5, 1949, from Jos. Abbott or Abbots, for the sum of \$3,000.00, and described as follows:

20th Ward, Pittsburgh, Lot 37 x avg. 115.5x64 rear Banksville Road, Lot 79 x avg. 58x64 in rear of Banksville Road, part No. 1 and 2, Lot 50 x avg. 285 Banksville Road No. 3, Jos. Watts Plan.

Reserving, however, to the City of Pittsburgh, its sewers under said premises, and the right to enter on the same for the purpose of servicing, maintaining, relocating or removing the same.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price and be it further.

Resolved, That the deed shall contain the following provisions:

(1) "The grantor shall have the right at any time to reenter upon and occupy all that certain 12.80 feet of land abutting the northerly line of Banksville Road for the widening thereof without compensation to the grantee, his heirs or assigns."

(2) "The grantee, his heirs and assigns, hereby covenants and agrees that not more than one principal structure shall occupy the aforesaid property and adjoining Lot No. 4 to the west because they are too small for individual development in accord with proper land use on Banksville Road approved by the General Plans Committee of the Planning Commission of the City of Pittsburgh."

(3) "The grantee, his heirs and assigns, hereby covenants and agrees that ingress and egress to and from the aforesaid property be limited to one driveway on Banksville Road located at the nearest practical point to the westerly boundary of the property."

(4) "The grantee, his heirs and assigns, hereby covenants and agrees that the building be set back 35 feet from the present right of way of Banksville Road."

Passed February 24, 1958.

Approved February 25, 1958.

Resolution Book 14, Page 506.

## No. 73

Whereas, James J. Kirk and Lois M. Kirk, his wife, have submitted a pro-

posai to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 2, 1947, from Dyson J. Stepp and on June 1, 1953, from John C. Davison, for the sum of \$1,000.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x110 Saranac Avenue between Palm Beach and Shiras No. 120, W. R. Shiras and Loneragan Plan; Lot 30x100 Mayville Street No. 653, Paul Place Plan, Block 61-F, Lot 36.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and be it further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action establish or re-establish the grade of Mayville Avenue."

Passed February 24, 1958.

Approved February 25, 1958.

Resolution Book 14, Page 507.

## No. 74

Resolved, That the City of Pittsburgh hereby agrees to receive, handle, and distribute Federal surplus food commodities to eligible needy persons in the City of Pittsburgh in accordance with Federal and State law.

Read and adopted February 24, 1958.

Approved February 25, 1958.

Resolution Book 14, Page 508.

## No. 75

Whereas, The City of Pittsburgh has been requested by ACTION-HOUSING, INC., to cooperate in providing certain facilities to make possible the construction of a 209-unit rental housing project to be known as Spring Hill Gardens; and

Whereas, This housing is being built in accordance with Section 221 of the Housing Act which specifically states that first preference must be given to persons displaced by governmental action; i. e., urban renewal, highway construction, code enforcement; and

Whereas, The sponsors of the project constitute a non-profit corporation; Now, Therefore, Be It

Resolved, That the Mayor and the Council agree to adopt the necessary legislation providing at cost to the City the following:

On Rhine Street, which is the connecting thoroughfare, the fine grading and pavement of 570 feet of roadbed, curbs, five catch basins, three manholes, four street lights, an eight-inch water line with necessary gates and valves and two fire hydrants and

On Rhine Place, an eight-inch water line, one fire hydrant and necessary gates and valves, and three street lights.

It is understood that the builder will prepare the plans and that these plans will be submitted to the Department of Public Works for approval and implementation at a time when construction of the project is far enough advanced.

Read and adopted March 4, 1958.

Approved March 10, 1958.

Resolution Book 14, Page 508.

## No. 76

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the Controller to countersign, a warrant in favor of Mrs. Alice Lavelle, 1546 Westfield Street, Pittsburgh 16, Pennsylvania, in the sum of \$66.00, be-

ing compensation due her late son, Glenn W. Lavelle, who was employed as an Animal Keeper at the Highland Park Zoo in the Bureau of Administration, Department of Parks and Recreation, for supper money which he did not receive, this sum of money to be chargeable to and payable from Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Passed March 4, 1958, by a two-thirds vote.

Approved March 10, 1958.

Resolution Book 14, Page 509.

## No. 77

Whereas, Certain real estate in the 15th Ward of the City of Pittsburgh was owned by Charles J. Stein; and

Whereas, A portion of the said land has been taken for street purposes by Ordinance No. 235, dated May 10, 1950; and

Whereas, The following taxes are open:

1951-----	\$61.60
1952-----	72.60
1953-----	70.40
1954-----	70.40

Now, Therefore, Be it resolved that the above taxes be and they hereby are exonerated and that said liens be satisfied without payment and the costs thereon charged to the City of Pittsburgh.

Passed March 4, 1958.

Approved March 10, 1958.

Resolution Book 14, Page 509.

## No. 78

Whereas, Certain real estate in the 32nd Ward of the City of Pittsburgh is owned by the Pittsburgh Railways Company; and

Whereas, The assessment is a duplicate assessment, being part of 1.37 acres now in the exempt classification as per Assessors Change Order and

Whereas, The following taxes are open:

1953-----	\$59.52
1954-----	59.52

Now, Therefore, Be it resolved that the above taxes be and they hereby are exonerated and that said liens be satisfied without payment and the costs thereon charged to the City of Pittsburgh.

Passed March 4, 1958.

Approved March 10, 1958.

Resolution Book 14, Page 509.

## No. 79

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Craig L. Coleman, c/o Kenneth P. Christman, Esq., 304 Ross Street, Pittsburgh 19, Pennsylvania, in the sum of \$388.82, plus the costs of suit, being in full settlement of suit against the City of Pittsburgh for property damage sustained by Craig L. Coleman on September 4, 1957, at Liberty Avenue near 31st Street, at No. 202 of 1958 in the County Court of Allegheny County, and charge same to Code Account No. 46, Judgments.

Passed March 4, 1958, by a two-thirds vote.

Approved March 10, 1958.

Resolution Book 14, Page 510.

## No. 80

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Norman Haug and Lillian L. Haug, 221 Coltart Avenue, Pittsburgh 13, Pa., in the sum of \$475.00 in full settlement of personal injury and automobile damage sustained December 31, 1957, on the Boulevard of the Allies; and charge same to Code Account No. 46, Judgments.

Passed March 4, 1958, by a two-thirds vote.

Approved March 10, 1958.

Resolution Book 14, Page 510.

## No. 81

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Martha Murnak, Administratrix of the Estate of Ruth M. Murnak, Deceased, c/o John P. Spina and George S. Goldstein, Esqs., 700 Jones Law Bldg., Pittsburgh 19, Pa., in the sum of \$600.00 in full settlement of suit against the City of Pittsburgh for injuries sustained by Ruth M. Murnak at Ross Street and Third Avenue on October 3, 1952 and charge same to Code Account No. 46, Judgments.

Passed March 4, 1958, by a two-thirds vote.

Approved March 10, 1958.

Resolution Book 14, Page 510.

## No. 82

Whereas, Wilbert T. Diddle and Mary Olive Diddle, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Thomas F. Haverty Estate, for the sum of \$800.00, and described as follows:

15th Ward, Pittsburgh, Lot 41.54 x avg. 132 Kaercher Street between Gladstone and Bristol No. 6 and part No. 5, Ed. House Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed March 4, 1958.

Approved March 10, 1958.

Resolution Book 14, Page 511.

## No. 83

Whereas, Resolution No. 375, approved September 30, 1957, authorized the sale of Lot No. 239 on Stafford Street, 20th Ward, to Charles C. Arnold and Anna Arnold, his wife, for the sum of \$300.00; and

Whereas, The title report of the Union Title Guaranty Company reveals that the 1943 Treasurer's Sale was against Robert B. McPherson who was not the registered owner of the property and is uninsurable;

Now, Therefore, Be It

Resolved, That Resolution No. 375 of 1957 be and the same is hereby repealed.

Passed March 4, 1958.

Approved March 10, 1958.

Resolution Book 14, Page 511.

## No. 84

Resolved, That the Mayor and the Director of the Department of Lands and Buildings, be and they are hereby authorized, in the name of the City of Pittsburgh, to enter into and execute a lease with Anna B. Dietrich, Harold D. Cochrane, Gladys C. Strauch and Louis H. Cochrane, Jr., for the building now occupied as a branch library and situate on Brighton Road near Woods Run Avenue, for a term of one year, beginning May 1, 1958, and ending April 30, 1959, at an annual rental of \$1,800.00, payable in monthly installments of \$150.00 each, to the Cochrane and Dietrich Property Account, chargeable to and payable from Code Account 1361, Miscellaneous Services; and the owners of said buildings shall pay all taxes, municipal claims and water rents and any other charges against said building during the term of this lease. Said lease shall be approved as to form by the City Solicitor.

Passed March 4, 1958.

Approved March 10, 1958.

Resolution Book 14, Page 512.

## No. 85

Resolved, That the Mayor be and he is hereby authorized to sign and directed to issue, and the City Controller to countersign, a warrant in favor of Albert E. McNeely, 2532 Woodward Avenue, Pittsburgh, Pennsylvania, in the sum of Four Hundred Twenty (\$420.00) Dollars, being the refund of a fee for a sewer connection which had been improperly charged, and charge same to Code Account Number 42, Contingent Fund.

Passed March 4, 1958, by a two-thirds vote.

Approved March 10, 1958.

Resolution Book 14, Page 512.

## No. 86

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Jerome F. Heard, 5148 Janie Drive, Pittsburgh 27, Pa., in the sum of \$116.27 in full settlement of claim against the City of Pittsburgh for car damaged December 4, 1957, at West Liberty and Pioneer Avenues by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed March 10, 1958, by a two-thirds vote.

Approved March 19, 1958.

Resolution Book 14, Page 512.

## No. 87

Whereas, Harry W. Waters and Elizabeth H. Waters, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Emma Jane Jennings, for the sum of \$600.00, and described as follows:

19th Ward, Pittsburgh, two lots 30x 100 each Napoleon Street, Nos. 141 and 142 W. Liberty 2nd Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed March 10, 1958.

Approved March 19, 1958.

Resolution Book 14, Page 513.

## No. 88

Whereas, Joseph A. Yoest and Donald L. Klingensmith have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Mary Algeo Estate, for the sum of \$900.00, and described as follows:

19th Ward, Pittsburgh, two lots 30x 110 each Dagmar Avenue Nos. 184 and 185, Curran Algeo Plan, Plan Book Volume 22, Page 88.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed March 10, 1958.

Approved March 19, 1958.

Resolution Book 14, Page 513.

## No. 89

Whereas, Resolution No. 351, approved September 19, 1957, authorized the sale of Lot No. 40 on Norwood Avenue and two lots 36.5x120.67x30 rear and 37.84x



99.49x31 rear Marshall Avenue to Danbury Street, 26th Ward, to Leo Krupski, for the sum of \$3,800.00; and

Whereas, The title report reveals an encroachment on Lot No. 40 Norwood Street which will entail an additional expense to the purchaser to clear the title now, therefore, be it

Resolved, That Resolution No. 351, approved September 19, 1957, be amended by striking out the following, "for the sum of \$3,800.00," and inserting in lieu thereof, "for the sum of \$3,300.00."

Passed March 10, 1958.

Approved March 19, 1958.

Resolution Book 14, Page 513.

## No. 90

Resolved, That the City Clerk be and he is hereby authorized and directed to grant an extension of sick leave, with pay, not to exceed thirty (30) days, commencing March 11, 1958, to Frank L. Swaney, a Clerk in the Office of the City Clerk.

Passed March 18, 1958.

Approved March 25, 1958.

Resolution Book 14, Page 514.

## No. 91

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Co., 435 Sixth Avenue, Pittsburgh 19, Pa., in the sum of \$101.46 in full settlement of claim against the City of Pittsburgh for light pole on Bausman Street at Saw Mill Run Blvd. damaged September 30, 1957, by Bureau of Bridges, Highways & Sewers sweeper; and charge same to Code Account No. 46, Judgments.

Passed March 18, 1958, by a two-thirds vote.

Approved March 25, 1958.

Resolution Book 14, Page 514.

## No. 92

Whereas, The City of Pittsburgh, Department of Public Safety, has submitted a proposal to the Department of Lands and Buildings to purchase property acquired at tax sale on June 7, 1948, from William S. Winer and Ray F. Winer No. 3, for the sum of \$2,400.00, which sum is to be paid to the County of Allegheny and School District of Pittsburgh, and upon approval of the sale the proper officers of the City of Pittsburgh are hereby authorized and directed to satisfy of record all tax, water and municipal claims against the following property:

First Ward, Pittsburgh, Lot 21.71x90 Stevenson Street northwest corner of Gibbon Street No. 9, A. H. McClelland Plan, Deed Book Volume 70, Page 243.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price and be it further

Resolved, That upon delivery of the deed the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, warrants totaling \$2,400.00 to the County of Allegheny, School District of Pittsburgh, and David A. Smith Trust Fund, D. T. W. L., the same to be chargeable to and payable from Bond Fund 193, 1957.

Passed March 18, 1958.

Approved March 25, 1958.

Resolution Book 14, Page 514.

## No. 93

Resolved, That the Mayor, on behalf of the City of Pittsburgh, is hereby authorized and directed to join with the County of Allegheny and School District of Pittsburgh on the one part and the following persons on the other part, in

separate agreement for the sale of the following named real estate free and clear of all encumbrances for the following sum, and upon receipt of the sum set forth in the agreement, to execute and deliver a Deed for the interest of the City of Pittsburgh in the following real estate:

Property—Olivia Shirk, 303 Grove St., Lot 25.3x58 feet.

Purchaser—Housing Authority of the City of Pittsburgh, 200 Ross Street, Pittsburgh 19, Penna.

Net Amount—\$500.00.

Passed March 18, 1958.

Approved March 25, 1958.

Resolution Book 14, Page 515.

## No. 94

Whereas, The Housing Authority of the City of Pittsburgh has submitted a proposal to the Department of Lands and Buildings to purchase the following City owned property for the sum of \$6,-984.00:

Lot Nos. 62, 63, 64, 65, Devilliers Street; size 80x100, 3rd Ward, Pittsburgh; acquired from Lottie C. or Lottis Martin (Shaffer Plan); date 6/2/47; Deed Book, Page 3-285.

Lot No. 1/2 of 48, Devilliers Street; size 24x47, 5th Ward, Pittsburgh; acquired from Vincenzo Borrelli; date 6/5/50; Deed Book, Page 6-494.

Lot No. 52, Devilliers Street; size 24x94 5th Ward, Pittsburgh; acquired from Alfred A. Gibson; date 6/5/50. Deed Book, Page 7-11.

Lot No. 1/2 of 48, Covell Way; size 24x47, 5th Ward, Pittsburgh; acquired from Annie Erber or Erbes; date 6/5/50. Deed Book Page 7-7. (James B. Irwin's Plan, Plan Book Volume 1, Page 124).

Lot No. Pts. 43, Rose Street; size 22x48, 5th Ward, Pittsburgh; acquired from Bertha Trautwein; date 7/5/49, Deed Book Page 1-185. (J. B. Irwin Plan).

Lot No. Pt. 64, Grove Street; size 25.25x 58, (Block 11-B, Lot 2), 5th Ward, Pittsburgh; acquired from Charles

Posey and Charlotte Jackson; date 6/1/53; Deed Book Page 8-361; (Jas. B. Irwin Plan).

Lot No. 9, Calliope Street; size 20x75, 5th Ward, Pittsburgh; acquired from Georgia Christiaen; Date 6/4/51. Deed Book Page 8-288. (F. C. Miller's Plan).

Lot No. 29, Rose Street; size 20x128, 5th Ward, Pittsburgh; acquired from Ida Weisman No. 1; date 6/5/50. Deed Book Page 7-47. (R. and John S. Irwin Plan, Plan Book Volume 6, Page 109).

Lot No. 28, Rose Street, 5th Ward, Pittsburgh; size 20x128; acquired from George Fritz; date 6/5/50. Deed Book Page 7-9. (Jno. S. Irwin's Plan, Plan Book Volume 6, Page 109).

Lot No. 34, Reed Street, 5th Ward, Pittsburgh; size 20x128; acquired from Nathan J. Mayers; date 6/4/51. Deed Book Page 8-292. (R. and Jno. S. Irwin Plan, Plan Book Volume 6, Page 109).

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D. T. W. I., and repaid to said fund from the sale price.

Passed March 18, 1958.

Approved, March 25, 1958.

Resolution Book 14, Page 515.

## No. 95

Whereas, At City Treasurer's Sale No. 98 of 1956, the City acquired the property of Julius Cappella located in the 12th Ward, described as—Lot 25x95 Oberlin Street bet. Joplin and Mingo St. No. 477; Block 173-R, Lot 57, and

Whereas, Julius Cappella, the former owner, has requested City Council to authorize a quit claim deed to him, upon payment of all taxes, penalties, interest and costs.

Therefore, Be It Resolved,

That upon payment of all taxes, penalties, interest and costs, the Mayor is hereby authorized and directed to execute and deliver a quit claim deed to Julius Cappella for the property acquired at City Treasurer's Sale No. 98 of 1956.

Passed March 18, 1958.

Approved March 25, 1958.

Resolution Book 14, Page 516.

## No. 96

Whereas, The Department of Highways of the Commonwealth of Pennsylvania has indicated a willingness to illuminate the Penn-Lincoln Parkway within the limits of the City of Pittsburgh, and will install necessary lighting standards, pole bases, pull boxes and conduits; and

Whereas, The City of Pittsburgh has been requested to furnish the electric energy for the system and assume maintenance cost of equipment installed on the Penn-Lincoln Parkway including the Point Interchange, Fort Pitt Bridge and proposed Fort Duquesne Bridge, but not including the Squirrel Hill Tunnel and the Fort Pitt Tunnel; and

Whereas, The illumination of the Penn-Lincoln Parkway will be beneficial to the City of Pittsburgh to properly and adequately provide for the safety of the public; therefore, Be it

Resolved, That the Department of Highways of the Commonwealth of Pennsylvania be formally notified that the City of Pittsburgh will enter into an agreement, subject to the approval of the City Solicitor, for furnishing electric energy to the Penn-Lincoln Parkway Lighting System and to assume future maintenance costs within the limits of the City of Pittsburgh.

Passed March 18, 1958.

Approved March 25, 1958.

Resolution Book 14, Page 516.

## No. 97

Whereas, St. Casimir High School basketball team, under the coaching of Gus Krop, won the Pittsburgh Parochial Class "B" championship for the third straight year; and

Whereas, This outstanding record is a tribute to the excellent and expert coaching of their veteran mentor, Gus Krop, and to the splendid team play of all the members of St. Casimir High; and

Whereas, This team is representing the Pittsburgh Catholic High Schools in the State Class "B" Basketball Tournament being held at the present time; and

Whereas, This team by its fine play has brought renown not only to the community of South Side but also to the City of Pittsburgh; Therefore, Be It

Resolved, That the Mayor and the members of Council extend their congratulations and best wishes to the members of St. Casimir's High School and its capable coach in winning the Class "B" Championship of the local Catholic High School Basketball League, and wish for them even greater success in the State Championship Tournament.

Read and adopted March 18, 1958.

Approved March 25, 1958.

Resolution Book 14, Page 517.

## No. 98

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$150.00 in settlement of delinquent water charges billed the property of Meyer Rosenthal and Minnie and Edward Klatman, located 2212 Center Avenue, 5th Ward, for the 2nd and 3rd quarters of 1956.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 517.

## No. 99

Resolved, That the Director of the Department of Parks and Recreation be and he is hereby authorized and directed to grant an extension of sick leave with pay, not to exceed forty-five (45) days starting March 20, 1958, to Raymond A. Boll, Chief Clerk in the Bureau of Administration, Department of Parks and Recreation.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 518.

## No. 100

Resolved, That the City taxes against Edward Hardie, et al, in the amount of \$40.00 for property in the Fourth Ward of the City of Pittsburgh, be and the same are hereby exonerated for the reason that the said taxes have been paid, and that authority is hereby given to satisfy said liens.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 518.

## No. 101

Whereas, Certain real estate in the Eighth Ward of the City of Pittsburgh, being Block 51L, Lot 140, is owned by the City of Pittsburgh and

Whereas, The said property has been used as a park and monument site and is to be transferred to the exempt classification; and

Whereas, The following taxes are open:

1943-----	\$1,185.19
1944-----	1,316.88
1945-----	1,316.88
1946-----	1,474.90
1947-----	1,474.90
1948-----	1,474.90
1949-----	1,474.90
1950-----	1,474.90

1951-----	1,474.90
1952-----	1,738.28
1953-----	1,685.60
1954-----	1,685.60

Now, Therefore, Be It

Resolved, That the above taxes be and they are hereby exonerated, and that the Collector of Delinquent Taxes be and he hereby is authorized and directed to strike such taxes from the tax books.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 518.

## No. 102

Whereas, Certain real estate in the Fifteenth Ward of the City of Pittsburgh is owned by the City of Pittsburgh; and

Whereas, The above property is in the exempt classification, having been used for (Burgwin) playground purposes; and

Whereas, The following taxes are open:

Account	Account
No. 15-0-149925	No. 15-0-0-150250
1943-----\$459.45	1943-----\$163.35
1944----- 510.50	1944----- 181.50
1945----- 510.50	1945----- 181.50
1946----- 571.76	1946----- 203.28
1947----- 571.76	1947----- 98.28
1948----- 571.76	1948----- 98.28
1949----- 571.76	1949----- 98.28
1950----- 571.76	1950----- 98.28
1951----- 571.76	1951----- 98.28
1952----- 673.86	1952----- 115.83
1953----- 653.44	1953----- 112.32
1954----- 653.44	1954----- 112.32

Now, Therefore, Be It

Resolved, That the above taxes be and they are hereby exonerated, and that the Collector of Delinquent Taxes be and he hereby is authorized and directed to strike such taxes from the tax books.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 519.

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## No. 103

Whereas, Certain real estate in the Twentieth Ward of the City of Pittsburgh, Block 18D, Lot 127, was owned by Libbie Fischhoff; and

Whereas, The said property was taken by the City at Treasurer's Sale, June 30, 1950, and is now Ridgemont Fifth Addn. Plan; and

Whereas, The following taxes are open:

1952-----	\$3.30
1953-----	3.20
1954-----	3.20

Now, Therefore, Be It

Resolved, That the above taxes be and they are hereby exonerated, and that the Collector of Delinquent Taxes be and he hereby is authorized and directed to strike such taxes from the tax books.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 519.

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## No. 104

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Bertha Roth, c/o Herbert G. Sheinberg, Esq., 1103 Law & Finance Bldg., Pittsburgh 19, Pa., in the sum of \$1,250.00 in full settlement of suit against the City of Pittsburgh for personal injuries sustained October 5, 1954, at 4731 Stanton Avenue; and charge same to Code Account No. 46, Judgments.

Passed March 24, 1958, by a two-thirds vote.

Approved April 2, 1958.

Resolution Book 14, Page 520.

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## No. 105

Whereas, John W. Bobak and Bertha J. Bobak, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned

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property acquired at tax sale on June 3, 1946, from Milton H. McCloughlin or McCloughlin and Sarah Frances Eckman, for the sum of \$900.00, and described as follows:

31st Ward, Pittsburgh, Lot 39.19 x avg. 116x20.56 Mifflin Road No. 18, two lots 64.19 x avg. 113.48x45.65 rear Mifflin Road Nos. 19 and 20, McElhaney Estate Plan, Plan Book Volume 17, Page 198.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 520.

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## No. 106

Whereas, Regis Conlon and Josephine F. Conlin, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from Elihu or Elihn Smith, on July 5, 1949, from Carl Swartz and on June 5, 1944, from Kinney Lockhart, for the sum of \$300.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x164.86 Greenway Drive (Oliffe Street) No. 478, Lot 25x158.86 Greenway Drive (Oliffe Street) No. 479, Lot 25 x avg. 159 Greenway Drive (Oliffe tSreet) No. 480, Woodland Plan, Plan Book Volume 21, Page 30.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T.

W. L., and repaid to said fund from the sale price.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 520.

## No. 107

Whereas, Resolution No. 507, approved December 30, 1957, authorized the sale of parts of Lots Nos. 1, 2 and 3 on Duncan Street, 10th Ward, to Joseph J. Cestnik, for the sum of \$900.00; and

Whereas, The title report reveals that the 1948 Treasurer's Sale was against John H. Walton instead of John H. Watson, which makes the property uninsurable; Now, Therefore, Be It

Resolved, That Resolution No. 507 of 1957 be and the same is hereby repealed.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 521.

## No. 108

Whereas, Resolution No. 152, approved April 26, 1957, authorized the sale of Lot No. 172 on Platt Avenue, 19th Ward, to Glenn A. Kirk and Marjorie A. Kirk, his wife, for the sum of \$600.00; and

Whereas, Glenn A. Kirk and Marjorie A. Kirk, his wife, have defaulted in the purchase of the aforesaid lot, and the hand money of \$100.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 152 of 1957 be and the same is hereby repealed.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 521.

## No. 109

Whereas, Resolution No. 554, approved October 26, 1955, authorized the sale of Lot No. 287 on Flemington Street, 15th

Ward, to Sidney L. Kramer, for the sum of \$250.00; and

Whereas, Sidney L. Kramer has defaulted in the purchase of the aforesaid lot, and his hand money in the amount of \$100.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 554 of 1955 be and the same is hereby repealed.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 521.

## No. 110

Whereas, Resolution No. 614, approved November 22, 1955, authorized the sale of Lots Nos. 280, 281 and 282 on Flemington Street, 15th Ward, to Sidney L. Kramer, for the sum of \$600.00; and

Whereas, Sidney L. Kramer has defaulted in the purchase of the aforesaid lots, and his hand money in the amount of \$100.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 614 of 1955 be and the same is hereby repealed.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 522.

## No. 111

Whereas, Resolution No. 331, approved June 26, 1956, authorized the sale of Lot No. 18 on Apple Avenue, 12th Ward, to Earle Smith and Kathryn Smith, his wife, for the sum of \$250.00; and

Whereas, Earle Smith and Kathryn Smith, his wife, have defaulted in the purchase of the aforesaid property, and their hand money of \$100.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 331 of 1956 be and the same is hereby repealed.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 522.

## No. 112

Whereas, Resolution No. 330, approved June 26, 1956, authorized the sale of Lots Nos. 16 and 17 on Apple Avenue, 12th Ward, to Earle Smith and Kathryn Smith, his wife, for the sum of \$500.00; and

Whereas, Earle Smith and Kathryn Smith, his wife, have defaulted in the purchase of the aforesaid property, and the hand money of \$100.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 330 of 1956 be and the same is hereby repealed.

Passed March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 522.

## No. 113

Whereas, Almighty God, in His infinite wisdom, has removed from our midst one of Pittsburgh's most distinguished citizens; and

Whereas, Mrs. John M. Phillips, during her lifetime, devoted herself to the betterment of her community and to the enrichment of life for all persons of every race and creed, achieving success in every project she undertook, and then moving on to other fields of helpfulness; and

Whereas, Through her philanthropic and charitable deeds she has left behind a monument of good works, in which her family can take pride and for which both the City of Pittsburgh and the Commonwealth of Pennsylvania will be eternally grateful; Be It

Resolved, That the Mayor and members of Council of the City of Pittsburgh express their deep sorrow at the passing of this gracious woman; and Be It Further

Resolved, That this resolution be spread upon the Minutes of Council and that a copy be forwarded to the bereaved members of the family of Mrs. John M. Phillips.

Read and adopted March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 523.

## No. 114

Whereas, The railroad industry, which has served as the backbone of the nation's transportation system in times of war and peace, faces a crisis that threatens to have serious and far-reaching effects on the economy of the United States; and

Whereas, The effects of the railroad's plight has resulted in a steady decline of employment over the past several years, until today there are nearly 5,000 railroad workers, or nearly one-fifth of their forces, unemployed in Allegheny County alone; and

Whereas, The railroads have been the second largest user of steel, and the cutbacks in purchase has meant curtailments in the steel industry which is vital to the Pittsburgh area, leading one firm, for example, to announce that it will lay off 300 workers on May 30; and

Whereas, The sound status is a prerequisite to the industrial development and future industrial progress of Pittsburgh, Allegheny County and the Commonwealth of Pennsylvania; Now, Therefore, Be It

Resolved, That the Mayor and City Council of the City of Pittsburgh go on record as commending the purpose of the current hearings before Congress, and urge that every effort be made to re-establish the competitive position and resurgence of the railroads.

2. That copies of this resolution be forwarded to Senator George Smathers, Chairman of the Subcommittee on Surface Transportation of the Senate Interstate and Foreign Commerce Committee, Washington, D. C.; to the members of this committee, and to Senators Joseph



S. Clark and Edward Martin and Representatives Herman P. Eberharter, Elmer J. Holland, Robert J. Corbett and James G. Fulton.

Read and adopted March 24, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 523.

## No. 115

Resolved, That the Director of the Department of Water be and he is hereby authorized and directed to grant an extension of sick leave, with pay, not to exceed forty-five (45) days, commencing March 20th, 1958, to Ralph J. Adams, Assistant Division Superintendent, Filtration Division, Department of Water.

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 524.

## No. 116

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$51.18 in payment of delinquent water charge billed the property of Julian K. and Ruth H. Weiner, 1552 Beechwood Boulevard, 14th Ward, for the 3rd quarter of 1955, metered water.

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 524.

## No. 117

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Zole Danko and Margaret Danko, 217 E. Larkspur Street, Munhall, Pa., in the sum of \$419.14 in full settlement of claim against the City of Pittsburgh for personal injuries and damages sustained December 29, 1957, in collision of car

with fire truck at Johnston Avenue and Rivermont Drive; and charge same to Code Account No. 46, Judgments.

Passed March 31, 1958, by a two-thirds vote.

Approved April 2, 1958.

Resolution Book 14, Page 524.

## No. 118

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Wong Lem Dep, also known as Howard Ung, 2157 Center Avenue, Pittsburgh 19, Pa., in the sum of \$110.00 in full settlement of claim against the City of Pittsburgh for property at 2151 Center Avenue damaged October 22, 1957, by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed March 31, 1958, by a two-thirds vote.

Approved April 2, 1958.

Resolution Book 14, Page 525.

## No. 119

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Venry Weiss and George Weiss, 1621 Ballinger Street, Pittsburgh 10, Pa., in the sum of \$268.00 in full settlement of claim against the City of Pittsburgh for injuries sustained by Mrs. Weiss on June 21, 1957, in 1500 block of Ballinger Street; and charge same to Code Account No. 46, Judgments.

Passed March 31, 1958, by a two-thirds vote.

Approved April 2, 1958.

Resolution Book 14, Page 525.

## No. 120

Whereas, Philip Frasca has submitted a proposal to the Department of Lands

and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from Emma L. Shelly, for the sum of \$200.00, and described as follows:

12th Ward, Pittsburgh, triangular lot 41.05x228x228.8 Hartman tSreet now Undercliff Way No. 178, Block 172-N, Lot 162.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 525.

## No. 121

Whereas, Peter LaBash, Jr., and Bernadine LaBash, Jr., his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 2, 1947, from Earl Noble, Attorney in Fact for Mary H. Noble, on June 1, 1953, from North Pittsburgh Realty Company and on July 5, 1949, from Edward F. and Jane Hays, for the sum of \$1,-200.00, and described as follows:

29th Ward, Pittsburgh, Lot 25x140 Linnview Avenue No. 326; Lot 25x140 Linnview Avenue No. 327, Block 33-S, Lot 326; Lot 25x140 Linnview Avenue No. 328; Numont Plan, Plan Book Volume 25, Page 176.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate all or part of Northern Way."

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 526.

## No. 122

Whereas, Melrose Construction Company has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Louis Fiffar, for the sum of \$750.00, and described as follows:

28th Ward, Pittsburgh, two lots 50x100 in all Queensbury Street Nos. 330 and 331, Westwood Plan, Plan Book Volume 20, Page 52.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 526.

## No. 123

Whereas, Margaret Mulraney has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Frank J. West, for the sum of \$350.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x120 Wolford Street No. 1116, Brookline 2nd Plan; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Wolford Street and Berwin Avenue, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Berwin Avenue and Dubroff Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 527.

## No. 124

Whereas, William Robison and Hilda Robison, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from William E. Hammett and John W. Beatty, for the sum of \$500.00, and described as follows:

14th Ward, Pittsburgh, Lot 53.30x62 Kensington Street, part No. 7; Lot 42.94x66.02x45 rear Kensington Street, part No. 8, Graymore Court.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 527.

## No. 125

Whereas, Resolution No. 594, approved November 16, 1955, authorized the sale of Lots Nos. 352, 353 and 354 on Lemington Avenue, 12th Ward, to James W. Austin and Mary Elizabeth Austin, his wife, for the sum of \$1,125.00; and

Whereas, James W. Austin and Mary Elizabeth Austin, his wife, have defaulted in the purchase of the aforesaid lots, and their hand money in the amount of \$125.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 594 of 1955 be and the same is hereby repealed.

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 528.

## No. 126

Whereas, Resolution No. 431, approved August 3, 1955, authorized the sale of part of Lot 99 and all of No. 100 on Fairland Street, 32nd Ward, to Vincent N. Meduko, Jr., and Nick V. Menduko, for the sum of \$750.00; and

Whereas, Vincent N. Meduko, Jr., and Nick V. Meduko have defaulted in the purchase of the aforesaid property, and their hand money in the amount of \$100.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 431 of 1955 be and the same is hereby repealed.

Passed March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 528.

## No. 127

Whereas, North Catholic High School on March 22, 1958, at Hershey, Penn-

sylvania, by defeating Bishop McDevitt High School of Harrisburg, won its first State Catholic Class "A" Basketball Championship in eleven years; and

Whereas, This outstanding feat is a tribute to the capable and expert coaching of their mentor, Don Graham, and to the splendid team play of all the members of North Catholic High School; and

Whereas, This team by its fine play has brought renown not only to the City of Pittsburgh, but also to the Commonwealth of Pennsylvania; Therefore, Be It

Resolved, That the Mayor and the members of Council extend their congratulations and best wishes to the members of North Catholic High School and its capable coach in winning the State Class "A" Basketball Championship.

Read and Adopted March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 528.

## No. 128

Whereas, The freedom to worship God is one of the basic desires which led to the founding of this country; and

Whereas, Good Friday is a deeply significant day for all of the Christian World; and

Whereas, Many of our citizens desire to recognize Good Friday with personal and community devotions and to intensify the solemnity of our observance of this solemn occasion on the Christian Calendar; and

Whereas, Worshipful observance of this day and spiritual rededication on this day can do much to strengthen us as a nation, as we strive to face up to the tasks that confront us as a leader in this modern world; Now, Therefore, Be It

Resolved, That the Mayor and City Council request the citizens of Pittsburgh to make possible the maximum opportunity for observance of this holy

anniversary on Friday, April 4, 1958, between the hours of 12:00 Noon and 3:00 P. M.

Read and Adopted March 31, 1958.

Approved April 2, 1958.

Resolution Book 14, Page 529.

## No. 129

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to counter-sign, a warrant in favor of Foundation Associates, Inc., Professional Engineers, in the sum of \$500.00 for services rendered in determining soil conditions for the Foundation of the proposed new Highland Pump Station, and charge same to Code Account No. 1707, Rehabilitation and Reconditioning of Water System, Department of Water.

Passed April 7, 1958, by a two-thirds vote.

Approved April 14, 1958.

Resolution Book 14, Page 529.

## No. 130

Whereas, The City of Pittsburgh has heretofore conveyed to the Urban Redevelopment Authority of Pittsburgh certain lots in the Second and Third Wards of the City of Pittsburgh; and

Whereas, The City of Pittsburgh has obligated under its cooperation agreement with the Urban Redevelopment Authority of Pittsburgh, dated July 13, 1955, to convey such lots to the said Urban Redevelopment Authority without consideration from the said Urban Redevelopment Authority; and

Whereas, It appears that the title companies will not insure such titles without the satisfaction of record of taxes against the properties hereinafter set forth, Now, Therefore,

Be It Resolved, That the taxes against the following described properties are hereby exonerated and authority is hereby given to satisfy the liens against the following described properties, to wit:

OWNER—CITY TREASURER SALES			
Key No.	Former Owner	Blk. No.	Lot No.
49	Charles Mitchell	2-F	200
136	Fliloment a/k/a Philomena Bove	2-B	322
	Ground Rental: James Hamill, deceased, heirs as follows: George Hamill, Rachel Hamill, Catherine Hamill, and all other heirs and/or devisees.		
	Ground Rental: Andrew and Ann Getty, his wife, and all their heirs and devisees.		
155	Alice R. Donnelly	2-F	177
163	Elmina McEwen Musgrave	2-F	143
165	Annie V. McGregor	2-F	141
187	Elmira McEwen Musgrave	2-F	88
(part 1)			
187	Elmira McEwen Musgrave	2-F	88
(part 2)			
289	Rocco Cipriano	2-B	286
333	Harry Melnick and Fannie Melnick, his wife	2-C	246
343	Joseph Feinberg	2-C	232
378	Mary Jane Johnston	2-G	286
400	Lena Yellin, Joseph Lebe Cohen, Gussie Yellin	2-G	264
426	Roe H. Langan and Anna Carr	2-C	2
480	Florence Merchant, Edward Hanlon	2-C	114
535	Fortunato Scardamaglia and Anita, his wife	2-G	208
542	Mary Ziderowitz	2-G	216
544	Rachel Marks (formerly Rachel Rudaminsky)	2-G	214
547	Hyman Levy	2-G	221
550	John Griffin, Agostina Trolani	2-G	225
562	Ike Kessler, Joseph Birmingham, Ray Goldstock	2-G	238
564	Isaac Slutzky, Catherine Finney, I. Sadowsky	2-G	239
(part 1)			
564	I. a/k/a Isaac Sadowsky and Isaac Slutzky		
(part 2)	and Catherine Finney	2-G	239
565	Titus Murphy, Isaac Freidin, John F. Travis	2-G	204
566	William John Lawton	2-G	203
568	Florence McKee Ewart and Ella McKee Hagan	2-G	201
580	Edward H. Talenfeld and Pauline J. Talenfeld	2-G	175
581	Marion Building and Loan Association of Pittsburgh. and William Golden	2-G	174
610	Nellie A. Mowry	2-G	82
653	Martha C. Eyrich, wife of George H. Eyrich	9-R	74
769	Pasquale Familla, Palo Guiseppi, Pasquale Guiseppi	2-C	362
804	Robert L. Zimmerman, Cyrus A. Davis, Abe. Kirshenbaum, et ux.	2-H	195
810	Harry Glassner and Anna Glassner, his wife, Eva E. Bayne	2-G	125
811	Isadore Fuss, Jacob A. Fuss	2-G	124
813	Harry Glassner and Anna Glassner, his wife	2-G	113
820	Mollie Gondelman	2-G	110
832	Samuel Saul	2-H	159
848	S. Lee Kann, Com. Trust Co.	2-H	180
928	John K. Culkan and Stella M. Culkan, Ellen A. Kerney, Ex. of Mary A. Kerney	2-C	161
939	A. B. Schoenfeld and Rebecca Schoenfeld	2-D	202
940	Bertha Federharr	2-D	203
941	Maurice Gordon	2-D	204
942	Aaron B. Schoenfeld and Rebecca Schoenfeld	2-D	205
946	Sarah Nathan	2-D	210
964	William H. Thackeray	2-H	202
965	Charlotta Googins Hill, Colonial Trust Co., Trustee of Lemuel Googins	2-H	208
971	Aary Melnick and Fannie Melnick, his wife, a/k/a Harry Melnick	2-H	215

OWNER—CITY, COUNTY AND SCHOOL  
(By Sheriff's Deed)

Key No.	Former Owner	Blk. No.	Lot No.
26	John J. Giltinan and Michael Dwyer	2-F	49
28	Hilda B. Wright and Hilda Wright, Ex. of the Estate of Barbara Hahn	2-F	51
45	May M. Collins and William S. Collins	2-F	219
81	Gullielma Fell and Reese Denny Alsop, et al., and Elizabeth F. Sheppard, Mary Alsop (Parrott)	2-B	123
93	Marjorie McGlinchey McInerney and Hamilton and Nellie McGlinchey	2-B	159
106	Vincent DeLucia, Vincent DeLuca	2-B	260
114	John J. Giltinan and Michael Dwyer, Michellina Russo, Vincenzo Russo; Mary Dwyer, ground rental	2-B	274
142	Edward Kelly, Jr., and John Kelly, Edward J. Kelly	2-F	153
148	James Cappas	2-F	158
235	Caroline E. Nordstrom, Caroline E. Norartoni	2-B	199
249A	Susanna Lafferty	2-B	210 pt.
249B	Mary Jane Lafferty, Susanna Lafferty	2-B	210 pt.
249C	Susanna Walker, Mary Jane Lafferty, Susanna Lafferty, Annie C. W. Smith, Robert Dailey	2-B	210 pt.
272	Harmar D. Denny Estate	2-B	250
344	Rev. A. McIlvain	2-C	221
416	Sarah A. Lankisky	2-G	250
452	Emil Sposato (2/4) int. Nicholas Sposato (1/4) int. Adolph Sposato (1/4) int.	2-C	37
460	Thomas J. and Mary C. Kearney	2-C	86
534	Florence N. Kane and Howard N. Kane, B. N. Kane Benjamin P. Kane	2-G	209
536	Florence N. Kane and Howard N. Kane, B. N. Kane, Benjamin P. Kane	2-G	207
541	Florence N. Kane and Howard N. Kane, B. N. Kane, Benjamin P. Kane	2-G	217
586	Louis Danziger, Bessie Scheinmann	2-G	181
598	Harry Glick, et ux., Nathan Levine	2-G	134
614	Meyer and Fannie Schwartz	2-G	85
646	Thomas H. White, Benny Galasso	2-C	41
658	Giuseppi Ruggiero, et ux.	9-R	60
689	William A. Greenlee and Helen Greenlee, Julia R. Greenlee	2-C	134
714	Eva Bloom and Nathan Bloom	2-C	281
724	Samuel H. Kalson, Mario L. and Arduino Bove	2-C	294
726	Samuel H. Kalson, Luella K. Graebing, Mario L. Bove	2-C	304
727	Dominick Troillo, Zenobia Troillo	2-C	308
758	Nathan and Ester Talenfeld, Rosella Weiner, Edward H. Talenfeld, Harry Talenfeld	2-G	172
779	Rachel A. E. Ridgeley	2-G	150
781	A. L. Caplan, Emma M. Wallish, Frank Talenfeld, Nathan Talenfeld	2-G	155
789	Pauline Klein, Yetta Piper	2-G	142
841	Samuel H. Golden, Samuel H. Golding, Samuel Golden Heirs	2-H	188
844	Morris Goldberg	2-H	184
907	Meyer Haber and Dora Haber, his wife	9-R	111
919	Clara Harkins, Michele LaManno, Antonia D. Bove	2-C	153
927	Lucinda Culgan, John K. and Stella M. Culgan, Ella Kearney, Ella A. Kerney	2-C	160
945	Sarah Amdur, Cassel Amdur	2-D	209
948	Eva Greenberg	2-D	225
OWNER—CITY—SHERIFF'S DEED			
40	John D. Reilly	2-F	212
230	Peter McCoy, Katherine A. Daly and Flora Kemp	9-P	121

Key No.	Former Owner	Blk. No.	Lot No.
570	Nathan Olesker, Robert Wasyl -----	2-G	198
573	Ida Hurwick -----	2-G	196
597	Sarah A. Lankiskey (Lankisky) -----	2-G	135

**OWNER—CITY—PURCHASE (DEED)  
OR CONDEMNATION**

12 -----	2-F	233
13 -----	2-F	234
21 -----	2-B	99
71 -----	2-B	161 pt.
72-A -----	2-B	161 pt.
72-B -----	2-B	161 pt.
72-C -----	2-B	161 pt.
72-D -----	2-B	161 pt.
107 -----	2-B	262
227—Pt. 1 -----	9-P	135
227—Pt. 2 -----	9-P	135
227—Pt. 3 -----	9-P	135
250 Henry S. Denny -----	2-B	213
420 -----	9-R	199
917 Elias Schubb -----	9-R	50
926 Mary Kerney Culgan and John Kerney Culgan -----	2-C	162
978 -----	2-H	226

**OWNER—SCHOOL DISTRICT**

108 -----	2-B	265
408 William Dorsey, with notice to Jacob Carzer, Jacob Curzer. Ground Rent: James Hamilton -----	2-G	258

**OWNER—COUNTY**

231 Anna Melazina Spring -----	9-P	124
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Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 530.

## No. 131

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Girolma Rini, widow, 370 Roup Avenue, Pittsburgh 32, Pa., in the sum of \$125.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed April 7, 1958, by a two-thirds vote.

Approved April 14, 1958.

Resolution Book 14, Page 533.

## No. 132

Whereas, Mack W. Campbell has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on July 5, 1949, from Sallie H. Crone and on June 4, 1956, from Thomas D. Conrad and George Strother, for the sum of \$1,500.00, and described as follows:

12th Ward, Pittsburgh, Lot 25x95.13 Grotto Street No. 46; Lot 19.85 x avg. 95.46x31.14 rear Grotto Street No. 47, Block 173-J, Lot 238, Chadwick Place Plan, Plan Book, Volume 19, Page 72; Lot 25x115.7x15.39 rear Grotto Street No. 1, Block 173-J, Lot 239.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 533.

## No. 133

Whereas, Joseph F. Caputo and Clara M. Caputo, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1944, from Martha A. Elliott and on June 5, 1950, from William A. Buechler, for the sum of \$600.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Dennisonview Street No. 398, Lot 25x100 Dennisonview Street (Shadyhill Road) No. 399, Westwood Plan, Plan Book Volume 20, Page 52.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 534.

## No. 134

Whereas, Wilbert T. Diddle and Mary Olive Diddle, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5,

1950, from David K. West, for the sum of \$550.00, and described as follows:

15th Ward, Pittsburgh, Lot 37.5 x avg. 101.82 in all Frank Street between Loretta and Montclair Streets Nos. 100 and 1/2 of 101, Kishon Plan No. 2, Plan Book Volume 16, Page 167.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 534.

## No. 135

Whereas, S. Lee Kann has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Thomas A. McQuaide Estate, for the sum of \$4,500.00, and described as follows:

All those certain pieces of ground situate in the 19th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being bounded and described as follows:

Beginning at a point of curve on the westerly line of Dagmar Avenue as opened by Ordinance No. 245, approved May 18, 1951, said point of curve being 24.0 feet northwardly along the westerly line of Dagmar Avenue from the northerly line of the "Joseph Fontana Plan of Lots," of record in the Recorder's Office of Allegheny County in Plan Book Volume 44, Page 68; thence extending southwardly and westwardly by the arc of a circle having a radius of 20.0 feet for an arc distance of 31 feet, more or less, to a point of tangent on the northerly line of Risby Avenue, as widened by Ordinance No. 244, approved May 18, 1951; thence westwardly along the said northerly line of Risby Avenue, as so



widened, 109 feet to the easterly line of the "Edward M. Seibert Plan of Lots," of record in the Recorder's Office of Allegheny County in Plan Book Volume 23, Page 141 thence northwardly along the easterly line of the said "Edward M. Seibert Plan of Lots" 229 feet, more or less, to the southerly line of other property of the City of Pittsburgh, being property formerly conveyed to Thomas A. McQuaide by Deed dated November 8, 1921, and recorded in Volume 2064, Page 638; thence eastwardly along the southerly line of the last mentioned property 135 feet, more or less, to the westerly line of Dagmar Avenue; thence southwardly along the westerly line of Dagmar Avenue 231 feet, more or less, to the place of beginning.

Beginning at the intersection of the easterly line of Dagmar Avenue and the northerly line of the "Joseph Fontana Plan of Lots," of record in the Recorder's Office of Allegheny County in Plan Book Volume 44, Page 68; thence extending along the easterly line of Dagmar Avenue 255 feet, more or less, to the southerly line of property now or late of H. Shaffer et ux thence eastwardly along the southerly line of the last mentioned property 176 feet, more or less, to the westerly line of the last mentioned property 176 feet, more or less, to the westerly line of property now or late of Ray G. and Anna M. Mayberry; thence southwardly along the westerly line of the last mentioned property 255 feet, more or less, to the northerly line of the "Joseph Fontana Plan of Lots"; thence westwardly along the northerly line of the "Joseph Fontana Plan of Lots" 170 feet, more or less, to Dagmar Avenue at the place of beginning.

Being part of two acres of land acquired at Treasurer's Sale No. 745 on July 5, 1949, from Thomas A. McQuaide Estate.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 535.

## No. 136

Whereas, Resolution No. 292, approved June 12, 1956, authorized the sale of part of Lot No. 1 on Ellis Street, 26th Ward, to Ralph Lancelot and Clara A. Lancelot, his wife, for the sum of \$500.00; and

Whereas, Ralph Lancelot and Clara A. Lancelot, his wife, have defaulted in the payment of the balance of the purchase price, and their hand money in the amount of \$100.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 292 of 1956 be and the same is hereby repealed.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 536.

## No. 137

Whereas, Ordinance No. 30, approved May 1, 1905, and recorded in Ordinance Book Volume 17, Page 36, authorized the purchase of certain property in the 10th Ward by the City of Pittsburgh from the heirs of R. Ernenputsch for the use and benefit of the City; and

Whereas, The property is no longer needed for public purposes; and

Whereas, Charles F. Sweeney and Philomena S. Sweeney, his wife, have submitted a proposal to the Department of Lands and Buildings for a portion of the property; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed to Charles F. Sweeney and Philomena S. Sweeney, his wife, for the sum of \$1,000.00, conveying all the City's right, title and interest in the following property:

All that certain lot or piece of ground situate in the Tenth (10th) Ward of the City of Pittsburgh, County of Allegheny

and Commonwealth of Pennsylvania, being part of Lot No. 427 in the Plan of Lots laid out by the heirs of Samuel Garrison, Deceased, and recorded in the Recorder's Office of Allegheny County in Plan Book Volume 4, Pages 168 and 169, being bounded and described as follows:

Beginning on the Southerly side of Antietam Street (formerly Ann Street), 144 feet southwestwardly from a 20 foot way, at a point on the dividing line of Lots Nos. 427 and 428 in said plan; thence southeastwardly 120.0 feet to a point; thence southwestwardly 24.0 feet to the dividing line of Lots Nos. 427 and 426; thence northwestwardly along the last described dividing line 120.0 feet to Antietam Street; thence northeastwardly along said street 24.0 feet to the place of beginning.

Being part of the same property which Mary Ernenputsch (widow) by her deed dated June 13, 1905, and of record in the Recorder's Office of Allegheny County in Deed Book Volume 1414, Page 161, granted and conveyed unto the City of Pittsburgh, grantor herein.

Provided, That the balance of the purchase money, namely \$900.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void, and upon approval of the sale the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 536.

## No. 138

Whereas, Resolution No. 469, approved September 25, 1956, authorized the sale of Lots Nos. 4, 5 and 6 on Hillcrest Street, 10th Ward, to Mernell Gibson, for the sum of \$1,200.00; and

Whereas, Mernell Gibson has defaulted in the payment of the balance of the purchase price, and his hand money in the amount of \$120.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 469 of 1956 be and the same is hereby repealed.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 537.

## No. 139

Whereas, Resolution No. 399, approved July 27, 1956, authorized the sale of Lot No. 68 on Milwaukee Street, 5th Ward, to Olimus Hatcher and Olimus Hatcher, Jr., for the sum of \$750.00; and

Whereas, Olimus Hatcher and Olimus Hatcher, Jr., have defaulted in the payment of the balance of the purchase price, and their hand money in the amount of \$100.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 399 of 1956 be and the same is hereby repealed.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 537.

## No. 140

Whereas, On February 11, 1958, The Equitable Life Assurance Society of the United States (hereinafter referred to as the "Society") submitted to the Urban Redevelopment Authority of Pittsburgh (hereinafter referred to as the "Authority"), in accordance with Article IV of the Redevelopment Contract dated February 14, 1950, between the Society and the Authority, approved by City Council of the City of Pittsburgh by Ordinance 4, Series 1950, plans for an underground garage to be located in District "B," Gateway Center (being the block bounded by Liberty Avenue, Stanwix Street and the Boulevard of the Allies); and

Whereas, Said plans, dated September 16, 1957, prepared by Schell and Deeter, Architects, and numbered P-1, P-2, P-3, P-4, A-1 and A-6, were transmitted by the Authority to the City Planning Commission of the City of Pittsburgh and to the City Council of the City of Pittsburgh; and

Whereas, The City Council of the City of Pittsburgh has been informed by letter that members of the Authority and the City Planning Commission of the City of Pittsburgh have approved the plans as submitted; and

Whereas, The City Council of the City of Pittsburgh has examined the plans and finds them to be in conformity with the provisions of the Redevelopment Contract.

Now, Therefore, Be It

Resolved, That the plans, dated September 16, 1957, prepared by Schell and Deeter, Architects and numbered P-1, P-2, P-3, P-4, A-1 and A-6, for the underground garage in District "B," Gateway Center submitted by Urban Redevelopment Authority of Pittsburgh be and the same are hereby approved.

Passed April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 537.

## No. 141

Frank L. Swaney, a staff member of the Council, passed away March 23, 1958.

Mr. Swaney served in various positions in the City of Pittsburgh and the Court of Common Pleas of Allegheny County since 1913, the last 32 years of which he was employed by the City of Pittsburgh.

He was kind, gentle and friendly, endearing himself to all. He was a loving and considerate husband. Mr. Swaney was a veteran of World War I, being affiliated with Post 496 of The American Legion, and was also active in church and fraternal organizations.

Therefore, Be It

Resolved, That the Mayor and the members of Council of the City of Pittsburgh express their deep sorrow at the passing of Mr. Swaney; and Be It Further

Resolved, That this resolution be spread upon the minutes of Council and that a copy be forwarded to his family.

Read and Adopted April 7, 1958.

Approved April 14, 1958.

Resolution Book 14, Page 538.

## No. 142

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$175.00 in settlement of metered water charges billed the property of Mabel Robinson et al, 62 Roberts Street, 3rd Ward, for the 2nd, 3rd and 4th quarters of the year 1952, the 2nd, 3rd and 4th quarters of the year 1953, and for the years 1954 to 1957 inclusive, and the 1st quarter of the year 1958.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 539.

## No. 143

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed conveying to Paul A. Abel and Shirley C. Abel, his wife, for the sum of \$100.00, all the right, title and interest of the City of Pittsburgh, including release of municipal claims and City taxes, in and to the following property:

All that certain lot situate in the 14th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 288 on Uptegraff Street in the Denniston Park Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 29, Page 161.

Being designated as Block 129-G, Lot No. 65, in the Deed Registry Office of Allegheny County.

Being the same property which Frank I. Gollmar, Sheriff, by his deed dated May 18, 1935, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 2548, Page 343, granted and conveyed unto the City of Pittsburgh, grantor herein.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 539.

## No. 144

Whereas, Paul F. Boley and Mary L. Boley, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 4, 1945, from Edward W. Windish and on June 5, 1950, from James Thompson or Thomson, for the sum of \$600.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Vare Street No. 79, Lot 25x100 Vare Street No. 80, Westwood Plan, Plan Book Volume 20, Page 52.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 539.

## No. 145

Whereas, Wilbert T. Diddle and Mary Olive Diddle, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Josephine Y. Breese, for the sum of \$1,500.00, and described as follows:

15th Ward, Pittsburgh, Lot 68.95x125 Gladstone Street between Randall and Kaercher, parts Nos. 2 and 3, Block 55-A, Lot 23.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 540.

## No. 146

Whereas, Ira Hurwick has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from John S. Hunter, for the sum of \$400.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Kinmont Street No. 328, West Pittsburgh Plan, Plan Book Volume 18, Page 49.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 540.

## No. 147

Whereas, Joseph Kravec has submitted a proposal to the Department of Lands and Buildings to purchase the following City-owned property for the sum of \$9,000.00:

**19th WARD, PITTSBURGH  
CHELTON AVENUE**

Lot No.	Size	Acquired from	Date
714—37.76 x avg.	153.5x18.09	West Liberty Improvement Co.	6/5/50
715—37.75 x avg.	157.57x18.08	West Liberty Improvement Co.	6/5/50
716—25.23 x avg.	157x25.88	West Liberty Improvement Co.	6/5/50
717—25.03 x avg.	150.82x25.88	West Liberty Improvement Co.	6/5/50
718-737 inclusive—	25.03x139.03x25 each	West Liberty Improvement Co.	6/5/50
738—30.74 x avg.	150.10x30	West Liberty Improvement Co.	6/5/50
739—30.65 x avg.	152.94x150.81x38.52	West Liberty Improvement Co.	6/5/50
740—33.57 x avg.	86.79x29.08	West Liberty Improvement Co.	6/5/50
741-747 inclusive—	25.03 x avg. 87.79 ea.	West Liberty Improvement Co.	6/5/50
748—25.03 x avg.	88.36	Elmer W. or E. W. Sorg	6/2/47
749-750—25.03 x avg.	87.79 each	West Liberty Improvement Co.	6/5/50
754-762 inclusive—	25 x avg. 90.27 each	West Liberty Improvement Co.	6/5/50
763—25.03 x avg.	91.2	George Englert	6/3/46

**CREEDMOOR AVENUE**

782-789 inclusive—	25.02x95 each	West Liberty Improvement Co.	6/5/50
790—19.84x95		West Liberty Improvement Co.	6/5/50
801-805 inclusive—	25.02x95 each	West Liberty Improvement Co.	6/5/50
806—24.16x95x29		West Liberty Improvement Co.	6/5/50

**ROCKFORD AVENUE**

664-666 inclusive—	25x125 each	West Liberty Improvement Co.	6/5/50
667—25.88x125		West Liberty Improvement Co.	6/5/50
668-669—25.88x135	each	West Liberty Improvement Co.	6/5/50
671-673 inclusive—	25.88x151.8 each	West Liberty Improvement Co.	6/5/50
674-675—25.65 x avg.	148.06x43.94 each	West Liberty Improvement Co.	6/5/50

Brookline 4th Plan, Plan Book Volume 24, Page 90.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provisions:

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees to record within 12 months from the date of delivery of deed a new subdivision plan for the aforesaid properties, which plan will involve the vacating of a portion of existing Chelton Avenue, relocating and extending Chelton Avenue to Rockford Avenue, and to grade the property in a manner satisfactory to the City of Pittsburgh so that Chelton Avenue as relocated on the plan

to be recorded will have a continuously descending grade from Woodbourne Avenue to Rockford Avenue."

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees to waive any claim for damages should the City of Pittsburgh by proper action vacate existing Chelton Avenue; and further, agrees to save the City of Pittsburgh harmless from any claims due to the vacation of Chelton Avenue."

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees to provide such protection to the existing City sewer as may be deemed necessary by the City of Pittsburgh, and to preserve to the City of Pittsburgh its right to enter upon Chelton Avenue for maintenance of the existing sewer."

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 541.

## No. 148

Whereas, Samuel J. Nassan and Martha Nassan, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from James C. Shirk, for the sum of \$300.00, and described as follows:

4th Ward, Pittsburgh. Lot 24x100 Orpwood Street between Childs and Wilmot Streets No. 18, J. D. Scully Plan.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 541.

## No. 149

Whereas, Willie J. Suttles and Lela M. Suttles, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Fred A. Humphrey, for the sum of \$900.00, and described as follows:

12th Ward, Pittsburgh, Lot 39.45x88.89 x76.45 Lincoln Avenue No. 11, J. S. Reymmer Plan, Plan Book Volume 9, Page 58.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 542.

## No. 150

Whereas, Edwin H. Welmer has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from James T. Cress or Criss for the sum of \$800.00, and described as follows:

19th Ward, Pittsburgh, Lot 40x97 Simms Street, part No. 7, S. L. Boggs Plan; reserving therefrom for street purposes a portion of said lot at the intersection of Simms Street and Lena Way, having a radius of 10 feet.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be it Further

Resolved, That the deed shall contain the following provision:

"The grantee, for himself, his heirs and assigns hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action locate, relocate, widen or change the grade of Simms Street."

"The grantor shall have the right to reenter upon and occupy all that certain portion of land abutting on Lena Way necessary to establish Lena Way for a depth of 20 feet throughout the length of the aforesaid property."

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 542.

## No. 151

Whereas, W. I. I. C., Inc., has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on D. T. D. No. 987 April Term, 1906, from Arthur Kennedy, Trustee, for the sum of \$200.00, and described as follows:

25th Ward, Pittsburgh, Lot 27x80 Cemetery Avenue corner Denham Street No. 82, Arthur Kennedy Plan.

Reserving, however, to the City of Pittsburgh its water line under said premises, and the right to enter on the same for the purpose of servicing, maintaining, relocating or removing the same.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 543.

## No. 152

Whereas, Resolution No. 558, approved November 19, 1956, authorized the sale of part of Lot No. 26 on Leavitt Street, 19th Ward, to Joseph C. Staley and Martha Staley, his wife, for the sum of \$300.00; and

Whereas, The Lawyers Title Company has advised that the title of the aforesaid lot is uninsurable since the tax sale did not name all of the owners; Now, Therefore, Be It

Resolved, That Resolution No. 558 of 1956 be and the same is hereby repealed.

Passed April 14, 1958.

Approved April 21, 1958.

Resolution Book 14, Page 543.

## No. 153

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Herod Abbott, c/o New Amsterdam Casualty Co., Investment Bldg., Pittsburgh 22, Pa., in the sum of \$258.89 in full settlement of claim against the City of Pittsburgh for parked car at 1222 Herron Avenue, damaged January 24, 1958, by police radio car; and charge same to Code Account No. 46, Judgments.

Passed April 21, 1958, by a two-thirds vote.

Approved April 29, 1958.

Resolution Book 14, Page 544.

## No. 154

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John R. Czajkowski, 1218 Herron Avenue, Pittsburgh 19, Pa., in the sum of \$222.03 in full settlement of claim against the City of Pittsburgh for parked car at 1216 Herron Avenue damaged Jan. 24, 1958, by police radio car; and charge same to Code Account No. 46, Judgments.

Passed April 21, 1958, by a two-thirds vote.

Approved April 29, 1958.

Resolution Book 14, Page 544.

## No. 155

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Joseph Robert Hayden and Service Fire Insurance Co., 5912 Penn Avenue, Pittsburgh 6, Pa., in the sum of \$154.00 in full settlement of claim against the City of Pittsburgh for parked car at College and Ellsworth Avenues, damaged January 17, 1958, by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed April 21, 1958, by a two-thirds vote.

Approved April 29, 1958.

Resolution Book 14, Page 544.

## No. 156

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Paul H. Ott and Teresa M. Ott, 702 Edmond Street, Pittsburgh 24, Pa., in the sum of \$104.64 in full settlement of claim against the City of Pittsburgh for repairing leak January 15, 1958, alleged to be on service line at above address but found to be on City main; and charge same to Code Account No. 46, Judgments.

Passed April 21, 1958, by a two-thirds vote.

Approved April 29, 1958.

Resolution Book 14, Page 544.

## No. 157

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Anthony Pagano, Jr., c/o Goldstock, Schwartz, Teitelbaum & Schwartz, Esqs., 801 Law & Finance Bldg., Pittsburgh 19, Pa., in the sum of \$250.00 in full settlement of suit against the City of Pittsburgh for injuries sustained February 17, 1955, at Fitch Way and Glenarm Avenue; and charge same to Code Account No. 46, Judgments.

Passed April 21, 1958, by a two-thirds vote.

Approved April 29, 1958.

Resolution Book 14, Page 545.

## No. 158

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Richard Patton,

2018 Forbes Street, Pittsburgh 19, Pa., in the sum of \$139.55 in full settlement of claim against the City of Pittsburgh for parked car on Denniston Avenue damaged January 9, 1958, by Bureau of Bridges, Highways & Sewers truck; and charge same to Code Account No. 46, Judgments.

Passed April 21, 1958, by a two-thirds vote.

Approved April 29, 1958.

Resolution Book 14, Page 545.

## No. 159

Whereas, H. Rea Garber has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from H. Rea Garber, for the sum of \$350.00, and described as follows:

10th Ward, Pittsburgh, Lot 25x100 Duffield Street and Stanton Avenue No. 21, Geo. H. Garber's Second Plan, Plan Book Volume 14, Page 124.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act of May 21, 1937, P. L. 787, as amended.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 545.

## No. 160

Whereas, Emma G. Harris and Josephine Rea Harris, her daughter, as joint tenants and not as tenants in common, with the right of survivorship, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from H. Rea Garber, for the sum of \$350.00, and described as follows:



10th Ward, Pittsburgh, Lot 25x100 Duffield Street and Stanton Avenue No. 18, George H. Garber's Second Plan, Plan Book Volume 14, Page 124.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid lot in accordance with the aforesaid proposal and the Act of May 21, 1937, P. L. 787, as amended.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 546.

## No. 161

Whereas, Ronald R. Henning and Julia Henning, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on July 5, 1949, from David M. Harrison and on June 1, 1953, from Pittsburgh Building Interests, Inc., for the sum of \$1,500.00, and described as follows:

32nd Ward, Pittsburgh, Lot 25 x avg. 158.13 Wayside Street No. 121, Lot 25 x avg. 154.25 Wayside Street No. 122, Block 95-K, Lot 148; Lot 25 x avg. 150.52 Wayside Street No. 123, Block 95-K, Lot 148; Inglewood Gardens Plan, Plan Book Volume 30, Page 118; reserving therefrom for street purposes a portion of Lot No. 121 at the intersection of Wayside and Fairland Streets, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of Lot No. 121 at the intersection of Fairland and Englebert Streets, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of the Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 546.

## No. 162

Whereas, William J. Hughes and Mary Hughes, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from E. B. Chapman, for the sum of \$800.00, and described as follows:

29th Ward, Pittsburgh, four lots 25.03 x avg. 95.41 each Glade Street Nos. 83 to 86, inclusive, Oakview Plan; reserving therefrom for street purposes a portion of Lot No. 86 at the intersection of Glade and Celtic Streets, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of the Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 547.

## No. 163

Whereas, Ernest E. Meier and Stella E. Meier, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Elsie Smith Harding, for the sum of \$500.00, and described as follows:

32nd Ward, Pittsburgh, Lot 153.4 x avg. 124.51x84 rear, Seldon Street at intersection of Briggs Street and West Side Belt R. R.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of the Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 547.

## No. 164

Whereas, Phillip D. Siciliano and Victoria M. Siciliano, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from William D. Kirkland and Vincent and Stella Astur or Asturi, for the sum of \$960.00, and described as follows:

12th Ward, Pittsburgh, Lot 24x120 Apple Avenue No. 4, Highland Park View Plan, Plan Book Volume 11, Page 132; Lot 24x120 Apple Avenue No. 5, Thomas Plan, Plan Book Volume 12, Page 72.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of the Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 548.

## No. 165

Whereas, Resolution No. 353, approved September 19, 1957, authorized the sale of vacant land on Carrick Avenue, 29th

Ward, to William H. Reid and Estella D. Reid, his wife, for the sum of \$2,500.00; and

Whereas, The title examination of the Union Title Guaranty Company reveals that part of the property is subject to a provision that it shall be dedicated for street purposes, as set forth in deed from Carrick Land Company to Adam Diehl dated July 28, 1902, and recorded in Deed Book Volume 1194, Page 506; and

Whereas, The City cannot deliver a deed free and clear of encumbrances; Now, Therefore, Be It

Resolved, That Resolution No. 353 of 1957 be and the same is hereby repealed.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 548.

## No. 166

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized, in the name of the City of Pittsburgh, to enter into a lease with the Realty Operating Company for Rooms 1136, 1137, 1140 and to share 1128 as a common Reception Room with the tenant in Rooms 1130, 1132 and 1134, on the 11th floor of the Union Trust Building situate at Fifth Avenue and Grant Street, to be used as offices for the Office of Civil Defense of Pittsburgh, for a term of one month, beginning May 1, 1958, but to be renewed from month to month thereafter, at a monthly rental of \$308.00, chargeable to and payable from Code Account 1361, Miscellaneous Services.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 548.

## No. 167

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to grant an extension of sick leave with pay, not

to exceed forty-five (45) days from April 28, 1958, to Joseph A. Hobson, Division Engineer, Division of Streets and Sewers, Bureau of Engineering, Department of Public Works.

Passed April 21, 1958.

Approved April 29, 1958.

Resolution Book 14, Page 549.

## No. 168

Resolved, That the City Solicitor be and he is hereby authorized to satisfy Lien No. D. T. D. 7217 October Term, 1949, in the amount of \$15.76, assessed against William J. Weichel, 2153 Brighton Road, Pittsburgh 12, Pennsylvania (25th Ward) and charge the cost to the City of Pittsburgh.

Passed April 28, 1958.

Approved May 1, 1958.

Resolution Book 14, Page 549.

## No. 169

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harold W. Gamble and Helen E. Gamble, c/o William H. Colvin, Esq., 1803 Law & Finance Bldg., Pittsburgh 19, Pa., in the sum of \$1200.00 in full settlement of suit against the City of Pittsburgh for injuries sustained by Mrs. Gamble on December 27, 1951, on Edgerton Avenue; and charge same to Code Account No. 46, Judgments.

Passed April 28, 1958, by a two-thirds vote.

Approved May 1, 1958.

Resolution Book 14, Page 549.

## No. 170

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Clark A. Merling and Motors Insurance Corporation, c/o Wm. J. Ivill, Jr., Esq., 1529

Potomac Avenue, Pittsburgh 16, Pa., in the sum of \$259.56 in full settlement of claim against the City of Pittsburgh for car damaged May 25, 1957, by radio car on Browns Hill Road, and charge same to Code Account No. 46, Judgments.

Passed April 28, 1958, by a two-thirds vote.

Approved May 1, 1958.

Resolution Book 14, Page 550.

## No. 171

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Margaret Milto and Anthony Milto, 205 Brownsville Road, Pittsburgh 10, Pa., in the sum of \$307.75 in full settlement of claim against the City of Pittsburgh for injuries sustained by Mrs. Milto on December 15, 1957, on Clover Street steps; and charge same to Code Account No. 46, Judgments.

Passed April 28, 1958, by a two-thirds vote.

Approved May 1, 1958.

Resolution Book 14, Page 550.

## No. 172

Whereas, Michael Bahor and Mary Bahor, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Richard Phelan Estate, for the sum of \$500.00, and described as follows:

10th Ward, Pittsburgh, Lot 40x100 in all Leyden Street through to Kendall Street Nos. 120 and 121; Block 81-A, Lot 153.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of the Court

proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 28, 1958.

Approved May 1, 1958.

Resolution Book 14, Page 550

## No. 173

Whereas, Edgar R. Chandler and Sammie L. Chandler, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Cecelia G. Curran, for the sum of \$550.00, and described as follows:

20th Ward, Pittsburgh, Lot 53x100 Eltopia Street No. 99, Oltman Land & Loan Assn. Plan, Plan Book Volume 15, Page 27.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of the Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 28, 1958.

Approved May 1, 1958.

Resolution Book 14, Page 551.

## No. 174

Whereas, Anthony J. DeSimone and Sara A. DeSimone, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from John Lane, for the sum of \$500.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x120 Bayridge Street between Sussex Street and Thistle Way No. 1727, Brookline 3rd Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of the Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 28, 1958.

Approved May 1, 1958.

Resolution Book 14, Page 551.

## No. 175

Whereas, Nicholas L. DiNunzio has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1951, from Mary A. or Henry Kenny, for the sum of \$500.00, and described as follows:

13th Ward, Pittsburgh, Lot 25x100 Bricelyn Street corner Dornbush Street No. 103, Parchment Addn. Plan, Plan Book Volume 13, Pages 108 and 109; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Bricelyn and Dornbush Streets, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of the Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 28, 1958.

Approved May 1, 1958.

Resolution Book 14, Page 552.

## No. 176

Whereas, Frank F. Walton has submitted a proposal to the Department of Lands and Buildings to purchase City-

owned property acquired at tax sale on July 5, 1949, from Felipe S. Bobonis, for the sum of \$750.00, and described as follows:

5th Ward, Pittsburgh, Lot 41.60 x avg. 88.88 in all Mahon Street between Junilla and Watt Streets Nos. 8 and 9, Sub. Div. William Land Co. Plan, Plan Book Volume 9, Page 174.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed April 28, 1958.

Approved May 1, 1958.

Resolution Book 14, Page 552.

## No. 177

Resolution, amending Resolution No. 17, approved January 24, 1958, by providing for a change in radio stations.

Whereas, Resolution No. 17, approved January 24, 1958, provided for certain programs over Radio Station KQV; and

Whereas, Radio Station KQV is now in the process of abandoning its broadcasting studios; and

Whereas, Other studio facilities are now needed; and

Whereas, Radio Station WCAE has such facilities which it is now offering so that the programs heretofore broadcast from Radio Station KQV may be continued; Now, Therefore, It Is

Resolved, That the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to engage the services of a producer, two (2) announcers and an organist, and such other personnel or services as may be needed from time to time to conduct a weekly half-hour radio program for a period of 13 weeks

commencing during the week of April 28, 1958, as an extension or continuation of similar programs during the year 1957 and years previous thereto, over Radio Station WCAE, for the purpose of traffic education or instruction that all personnel engaged be approved by the Director of the Department of Public Safety, and that the total sum of not over \$1,300.00 (Thirteen Hundred Dollars) be expended for this specialized service for these 13 broadcasts; and Be It Further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the producer, the two (2) announcers, the organist, and such other personnel or services as needed for payment of the cost of said services, chargeable to and payable in the amount of \$1,300.00 from Code Account No. 1415, Adult Traffic Education.

Passed April 28, 1958, by a two-thirds vote.

Approved May 1, 1958.

Resolution Book 14, Page 552.

## No. 178

Whereas, It is necessary to replace the tile in the main fountain in Mellon Square Park in accordance with the original contract agreement for the construction thereof; and

Whereas, The Allegheny Conference on Community Development is to act as the contracting agent; and

Whereas, The Allegheny Conference on Community Development requests the right or privilege to permit its agents and employees to enter upon Mellon Square Park for the purpose of replacing said tile and for the execution of any other work incidental thereto; Now, Therefore, Be It

Resolved, That the Council of the City of Pittsburgh does hereby grant to the Allegheny Conference on Community Development, its agents and employees, the right and privilege to enter upon Mellon Square Park for the purpose of replacing said tile and for the execution of any other work incidental thereto.

Read and adopted May 8, 1958.

Approved May 10, 1958.

Resolution Book 14, Page 553.

## No. 179

Whereas, It is the desire of the Council of the City of Pittsburgh to afford Social Security coverage for the year 1956 for those employees of the Allegheny County Health Department who were employed by the City of Pittsburgh Department of Public Health during that period; and

Whereas, The Federal authorities charged with the administration of the Federal Social Security Program have ruled that such employees are entitled to receive wage credits for purposes of the Federal Old-Age and Survivors Insurance Program based upon their remuneration for services performed in the employ of the City of Pittsburgh beginning January 1, 1956, and prior to January 1, 1957; and,

Whereas, The City of Pittsburgh has indicated its intention to afford Social Security coverage to its employees in accordance with Resolution No. 363, approved September 26, 1957; Now, Therefore, Be It

Resolved, That the Treasurer of the City of Pittsburgh be and he is hereby authorized and directed to make all required payments to provide coverage under the Social Security Program for those employees presently employed by the Allegheny County Health Department who were employed by the City of Pittsburgh Department of Public Health during the period beginning January 1, 1956, and prior to January 1, 1957, into the Social Security Fund established by the County of Allegheny for payment of the employer's contribution under the Social Security Program; and, Be It

Further Resolved, That the Governing Body of the City of Pittsburgh be and it is hereby empowered to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay into the Social Security Fund established by the County of Allegheny, for payment of the employer's contribution under the Social Security Program.

Passed May 8, 1958.

Approved May 10, 1958.

Resolution Book 14, Page 554.

## No. 180

Resolved, That City tax for the year 1932, in the sum of Forty-Two and 55/100 (\$42.55) Dollars, against certain property in the Sixth Ward of the City of Pittsburgh, then owned by William Hardy and Joseph Ruffa, be and it hereby is exonerated for the reason that the said tax was liened at No. 6948 October Term, 1935, the lien was satisfied in January, 1940, due to an error in the lien, and the property has since changed ownership.

Passed May 8, 1958.

Approved May 10, 1958.

Resolution Book 14, Page 554.

## No. 181

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Akins Oldsmobile, Inc., and Motors Insurance Corporation, 5182 Liberty Ave., Pittsburgh 24, Pa., in the sum of \$134.05 in full settlement of claim against the City of Pittsburgh for automobile damaged November 18, 1957, at Penn and North St. Clair Street, by Department of Water truck; and charge same to Code Account No. 46, Judgments.

Passed May 8, 1958, by a two-thirds vote.

Approved May 10, 1958.

Resolution Book 14, Page 555.

## No. 182

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Evelyn G. Lauten, 1422 Cleveland Road, Glendale, California, in the sum of \$220.00 in full

settlement of her claim against the City of Pittsburgh for sidewalk at 1640 to 1652 Jancey Street damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed May 8, 1958, by a two-thirds vote.

Approved May 10, 1958.

Resolution Book 14, Page 555.

## No. 183

Whereas, Martin L. Coyne and Mary L. Coyne, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Sara Jane or Sara J. Richards No. 2, for the sum of \$700.00, and described as follows:

20th Ward, Pittsburgh, Lot 73 x avg. 94 in all Kerr Street No. 46, 47 and 48, Lot 20x100 Kerr Street No. 49, W. J. Boyd Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 8, 1958.

Approved May 10, 1958.

Resolution Book 14, Page 555.

## No. 184

Whereas, Marie A. Klug has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Margaret O. Evans and Annie M. Evans, for the sum of \$600.00, and described as follows:

14th Ward, Pittsburgh, Lot 25x264.09 Maromas Street No. 295, Block 88-H, Lot

109; Lot 50 x avg. 270.68 in all Maromas Street Nos. 296 and 297, Block 88-H, Lot 107.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 8, 1958.

Approved May 10, 1958.

Resolution Book 14, Page 556.

## No. 185

Whereas, Sadie O. Yuille and Lillie A. Yuille, her mother, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from David J. Greanery or Greaney, for the sum of \$350.00, and described as follows:

12th Ward, Pittsburgh, Lot 25x95 Oberlin Street No. 461, E. E. Terrace Plan, Block 173-R, Lot 75.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 8, 1958.

Approved May 10, 1958.

Resolution Book 14, Page 556.

## No. 186

Charles F. Dinan, 63, who passed away May 4, was born in the Lawrenceville

section of the City of Pittsburgh. After graduating from High School, he was employed as a salesman for many years, later working for the County of Allegheny in various capacities for about 16 years, the last four of which he served as the elected Treasurer of Allegheny County, before becoming a member of the Council.

He was a veteran of World War I and was a member of various military organizations. He was also active in civic affairs as well as many charitable and religious organizations.

As chairman of the Committee on Finance of Council, Mr. Dinan was a staunch defender of the City's credit, and his counsel was sought by people in and out of public service on financial problems. He was a prodigious worker and devoted to the good of the community.

Though a man of strong convictions, he was always sympathetic toward others. He made many friends during his tenure in public office, and those associated with him never ceased to respect his character. He laid down hard rules for his own conduct as a public servant, and required those under him to follow the same rigid standards.

Mr. Dinan was married and the father of a daughter. Pittsburgh has benefited by his life and contributions to the community's welfare. His death was a grievous loss not only to his family and many friends, but to this city which he loved and served faithfully.

Therefore, the Mayor and Council express their deep sorrow upon his passing, and move that this resolution be spread upon the record of the Council, and that an engrossed copy be forwarded to the bereaved family.

Read and adopted May 12, 1958.

Approved May 13, 1958.

Resolution Book 14, Page 556.

## No. 187

Whereas, Under Title I of the Housing Act of 1949, as amended, and the Housing Act of 1954, the Housing and Home Finance Administrator is authorized to

extend financial assistance to localities in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

Whereas, It is desirable and in the public interest that the Urban Redevelopment Authority of Pittsburgh prepare surveys and plans, presently estimated to cost approximately \$212,000.00 dollars, in order to undertake and carry out an urban renewal project of the character contemplated by Section 110(c) of said Title I, in that certain area, proposed as an Urban Renewal Area, situated in the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, and described as follows:

Bounded by East and West Stockton Avenue; Union Avenue; East and West Montgomery Avenue; Sherman Avenue to West Ohio Street; West Ohio Street to Pittsburgh, Fort Wayne & Chicago Railroad underpass; Pittsburgh, Fort Wayne & Chicago Railroad Right-of-Way to West Stockton Avenue.

Whereas, The above-cited Federal law requires as a condition to the execution of a contract for a loan and capital grant for an urban renewal project that the locality present to the Housing and Home Finance Administrator a workable program, as set forth in Section 101(c) of said Title I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of, slums and urban blight, to encourage needed urban rehabilitation, to provide for the redevelopment of blighted, deteriorated, or slum areas or to undertake such other feasible community activities as may be suitably employed to achieve the objectives of such a program; and

Whereas, It is recognized that contracts for loans and capital grants for urban renewal projects will require, among other things, (1) the approval of the urban renewal plan by the governing body of the locality in which the project is situated; (2) the provision of local grants-in-aid which may consist of donations of cash, land demolition or removal work, and the installation, construction or reconstruction of streets, utilities, parks, playgrounds or other improvements or the provision of other



public buildings or facilities; and (3) the development of a feasible method for the relocation of families displaced from the urban renewal area.

Now, Therefore, Be It Resolved by the City of Pittsburgh:

Section 1. That the proposed Urban Renewal Area described above is a slum, blighted, deteriorated or deteriorating area appropriate for an urban renewal project and that the undertaking by the Urban Redevelopment Authority of Pittsburgh of surveys and plans for an urban renewal project of the character contemplated by Section 110(c) of the Housing Act of 1949, as amended and supplemented, in the proposed Urban Renewal Area described above, is hereby approved.

Section 2. That the financial assistance provided under said Title I to assist urban renewal projects is needed and that the Housing and Home Finance Administrator is hereby requested to reserve for an urban renewal project in the proposed Urban Renewal Area described above Federal capital grant funds in an amount sufficient to enable the Urban Redevelopment Authority of Pittsburgh to finance the undertaking of the Project.

Section 3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the requirements of said Title I respecting the workable program mentioned above, and that it is the sense of this body (a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with said Title I, can be prepared, and (b) that local grants-in-aid, consisting of donations of cash, land, demolition or removal work, and the installation, construction or reconstruction of streets, utilities, parks, playgrounds or other improvements or the provision of other public buildings or facilities, necessary for carrying out in the Urban Renewal Area the urban renewal objectives of said Title I in accordance with the urban renewal plan, can and will be provided in an amount which will not be less than one-third of the net project cost and which, together with the Federal capital grant, will be generally equal to the difference between gross project

costs and the proceeds or value of project land sold, leased or retained for use in accordance with the urban renewal plan.

Section 4. That the filing of an application by the Urban Redevelopment Authority of Pittsburgh for an Advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the urban renewal area described above is hereby approved.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 557.

## No. 188

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Martin M. Buczynski and Claire C. Buczynski, 223 Amabelle Street, Pittsburgh 11, Pa., in the sum of \$110.20 in full settlement of claim against the City of Pittsburgh for locating leak alleged to be on service line at above address but found to be on City main; and charge same to Code Account No. 46, Judgments.

Passed May 19, 1958, by a two-thirds vote.

Approved May 20, 1958.

Resolution Book 14, Page 558.

## No. 189

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Delores R. Davis, c/o Wirtzman & Sikov, Esqs., 1201 Plaza Bldg., Pittsburgh 19, Pa., in the sum of \$1500.00 in full settlement of suit against the City of Pittsburgh for injuries sustained April 8, 1955, at 74 Melrose Street; and charge same to Code Account No. 46, Judgments.

Passed May 19, 1958, by a two-thirds vote.

Approved May 20, 1958.

Resolution Book 14, Page 559.

## No. 190

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Caddell Jones, 3010 Penn Avenue, Pittsburgh 1, Pa., in the sum of \$305.86 in full settlement of his claim against the City of Pittsburgh for parked car in front of home damaged February 17, 1958, by Bureau of Fire truck; and charge same to Code Account No. 46, Judgments.

Passed May 19, 1958, by a two-thirds vote.

Approved May 20, 1958.

Resolution Book 14, Page 559.

## No. 191

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Sydney Klein, University Square, Pittsburgh 13, Pa., in the sum of \$169.00 in full settlement of claim against the City of Pittsburgh for repairing leak alleged to be on water line at 2603 Burham Street January 16, 1958, but found to be on City main; and charge same to Code Account No. 46, Judgments.

Passed May 19, 1958, by a two-thirds vote.

Approved May 20, 1958.

Resolution Book 14, Page 559.

## No. 192

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Bernard E. Sands and Nora Sands, 275 Robinson Street, Pittsburgh 13, Pa., in the sum of \$247.60 in full settlement of claim against the City of Pittsburgh for plumbing expense locating leak alleged to be on service line February 18, 1958, at above address but found to be from leaking fire hydrant; and charge same to Code Account No. 46, Judgments.

Passed May 19, 1958, by a two-thirds vote.

Approved May 20, 1958.

Resolution Book 14, Page 560.

## No. 193

Whereas, Edward G. Buczek has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Wharton & Laughlin, for the sum of \$300.00, and described as follows:

16th Ward, Pittsburgh, Lot 25x75 Sleerra Street and Sterling Street, 1/2 of No. 98.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund. D. T. W. L., and repaid to said fund from the sale price.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 560.

## No. 194

Whereas, Albert Colletto and Frances Colletto, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Louise M. Schaffer, for the sum of \$300.00, and described as follows:

12th Ward, Pittsburgh, Lot 25x120 Broadhead Street No. 133, Block 173-F, Lot 234.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance

with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 560.

## No. 195

Whereas, Henry C. Craig and Rebecca Craig, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Louis Kasza and Leedy Kasza, for the sum of \$800.00, and described as follows:

15th Ward, Pittsburgh, Lot 40x100 in all Monongahela Street between Mobile and Tullymet Nos. 30 and 31, Marion Place Plan, Plan Book Volume 9, Page 36.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 561.

## No. 196

Whereas, Frank Dzdony and Stella Dzdony, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on July 5, 1949, from Robert P. Longwill and on June 7, 1943, from T. E. Jackson, for the sum of \$500.00, and described as follows:

20th Ward, Pittsburgh, Triangular lot 183.65x81.54x137.81 to a point Municipal Street No. 125, Lot 25 x avg. 132x26.28

rear Municipal Street No. 126 Lot 25 x avg. 123x126.28 rear Municipal Street No. 127, Sheridan Land and Imp. Co. Sheridan 2nd Addn. Plan, Plan Book Volume 8, Page 240; Lot 25x114 Municipal Street No. 128, Sheraden Land Co. No. 7 Plan, Plan Book Volume 14, Page 25.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantor shall have the right to reenter upon and occupy all that certain portion of the aforesaid lots lying between the west side of Municipal Street and a line 70 feet distant from and parallel to Municipal Street for street purposes without compensation to the grantees, their heirs and assigns."

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against City of Pittsburgh should the City by proper action vacate Condor Way."

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 561.

## No. 197

Whereas, George G. Jamison and Mary J. Jamison, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Minnie E. Curran, for the sum of \$250.00, and described as follows:

19th Ward, Pittsburgh, Lot 30 x avg. 119.42x16 rear Kiralfy Street No. 149, Curran Algeo Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 562.

## No. 198

Whereas, Carmen M. Nicolella and John S. Nicolella have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from William D. Rowan, for the sum of \$2,400.00, and described as follows:

31st Ward, Pittsburgh, Lot 78.13x95x 37.10 Mifflin Road (Ollie Avenue) corner of McElhinney Avenue No. 910, two lots 25x97 each Mifflin Road (Ollie Avenue) Nos. 911 and 912, three lots 25x100 each Mifflin Road (Ollie Avenue) Nos. 913, 914 and 915, Lincoln Place Plan, Plan Book Volume 16, Pages 150 and 151; reserving therefrom for street purposes a portion of Lot No. 910 at the intersection of Mifflin Road and McElhinney Avenue, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said Lot No. 910 at the intersection of McElhinney Avenue and Elwell Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 562.

## No. 199

Whereas, Samuel J. Petrucci and Thresa Petrucci, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Francesco Lignino, for the sum of \$500.00, and described as follows:

15th Ward, Pittsburgh, Lot 25.92 x avg. 149.80 Loretta Street No. 123, Kishon Second Plan, Plan Book Volume 16, Page 167.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 563.

## No. 200

Whereas, Mary Setta has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Nellie Naughter McGarvey and Maria Naughter Smith, for the sum of \$800.00, and described as follows:

26th Ward, Pittsburgh, two lots 25x110 each Stillwell Street Nos. 378 and 379, Lot 25 x avg. 137.79x35.39 rear Stillwell Street No. 380, Lot 25 x avg. 112.73x35.39 rear Stillwell Street No. 381, Lot 46x 57.88x50 rear Wabana Street No. 374, Duquesne Park Amended Plan, Plan Book Volume 15, Page 157.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance

with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantee, for herself, her heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Wabana Street."

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 563.

## No. 201

Whereas, Resolution No. 285, approved June 12, 1956, authorized the sale of Lot No. 262 on Rutherford Avenue, 19th Ward, to Tom Balistreri and Evelyn M. Balistreri, his wife, for the sum of \$300; and

Whereas, Tom Balistreri and Evelyn M. Balistreri, his wife, have defaulted in the purchase of the aforesaid lot and have agreed to forfeit the hand money of \$100.00; Now, Therefore, Be It

Resolved, That Resolution No. 285 of 1956 be and the same is hereby repealed.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 564.

## No. 202

Whereas, William A. Tetmyer and Margaret C. Tetmyer, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Frank and Eileen Hensel, for the sum of \$400.00, and described as follows:

27th Ward, Pittsburgh, Lot 24.33x106.73 x48.63 in all Haller Street between Transvaal and Speck Street, Part No. 7, James

McGrew Plan, Plan Book Volume 20, Page 179.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act of May 21, 1937, P. L. 787, as amended; and Be It Further

Resolved, That Resolution No. 624, approved December 1, 1955, authorizing the sale of the aforesaid lot to William A. Tetmyer and Margaret C. Tetmyer, his wife, be and the same is hereby repealed.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 564.

## No. 203

Whereas, Resolution No. 286, approved June 12, 1956, authorized the sale of Lot No. 263 on Rutherford Avenue, 19th Ward, to Tom Balistreri and Evelyn M. Balistreri, his wife, for the sum of \$300.00 and

Whereas, Due to the fact that there are no sewers in the immediate vicinity to service the lot Tom and Evelyn M. Balistreri have requested the return of their hand money in the amount of \$100.00 Now, Therefore, Be It

Resolved, That the Department of Lands and Buildings is hereby authorized to return the hand money of \$100.00 to Tom Balistreri and Evelyn M. Balistreri, his wife; and, Be It Further

Resolved, That Resolution No. 286 of 1956 be and the same is hereby repealed.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 565.

## No. 204

Whereas, Resolution No. 287, approved June 12, 1956, authorized the sale of Lot

No. 264 on Rutherford Avenue. 19th Ward, to Tom Balistreri and Evelyn M. Balistreri, his wife, for the sum of \$300; and

Whereas, Due to the fact that there are no sewers in the immediate vicinity to service the lot Tom and Evelyn M. Balistreri have requested the return of their hand money in the amount of \$100.00; Now, Therefore, Be It

Resolved, That the Department of Lands and Buildings is hereby authorized to return the hand money of \$100.00 to Tom Balistreri and Evelyn M. Balistreri, his wife; and Be It Further

Resolved, That Resolution No. 287 of 1956 be and the same is hereby repealed.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 565.

## No. 205

Whereas, Resolution No. 227, approved June 13, 1957, authorized the sale of Lots Nos. 14 and 15 on Campania Avenue, 12th Ward, to John Casatelli and Mary Casatelli, his wife, for the sum of \$1,800; and

Whereas, John Casatelli and Mary Casatelli, his wife, have defaulted in the purchase of the aforesaid lots, and the hand money in the amount of \$200.00 is to be forfeited; Now, Therefore, Be It

Resolved, That Resolution No. 227 of 1957 be and the same is hereby repealed.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 565.

## No. 206

Whereas, At City Treasurer's Sale No. 672 of 1953, the City acquired the property of Helen S. Patterson, located in the 28th Ward, described as—Lot 33.48x110x35.81 rr. Oakglen Street, corner Schenley, Ideal 1st Plan No. 108; and

Whereas, Helen S. Patterson, the former owner, has requested City Council to authorize a quit-claim deed to her upon payment of all taxes, penalties, interest and costs.

Therefore, Be It Resolved

That upon payment of all taxes, penalties, interest and costs, the Mayor is hereby authorized and directed to execute and deliver a quit-claim deed to Helen S. Patterson for the property acquired at City Treasurer's Sale No. 672 of 1953.

Passed May 19, 1958.

Approved May 20, 1958.

Resolution Book 14, Page 566.

## No. 207

Whereas, Roy T. Addlesburger and Veronica Addlesburger, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Lillian McGeagh Roberts, Mabel McGeagh Shipley and Grant B. Shipley (husband), for the sum of \$200.00, and described as follows:

All that certain lot or piece of ground situate in the 20th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being part of Lot No. 187 in Block 44 of the Andrew J. Patterson Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 6, Page 212, bounded and described as follows, to-wit:

Beginning on the southerly line of Fairdale Street at the line dividing property herein described and property now or late of Roy T. and Veronica Addlesburger; thence southwardly along said dividing line a distance of 100.0 feet to the northerly line of Fuller Way; thence westwardly along the northerly line of Fuller Way a distance of 10.0 feet to a point; thence northwardly a distance of 100.0 feet to the southerly line of Fairdale Street; thence eastwardly along the southerly line of Fairdale Street a distance of 10.0 feet to the place of beginning. Being part of the property acquired at Treasurer's Sale No. 369 on June 4, 1956.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 27, 1958.

Approved May 29, 1958.

Resolution Book 14, Page 566.

## No. 208

Whereas, Albert S. Jones and Nancy Jones, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Lillian McGeagh Roberts, Mabel McGeagh Shipley and Grant B. Shipley, (husband), for the sum of \$200.00, and described as follows:

All that certain lot or piece of ground situate in the 20th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being part of Lot No. 187 in Block 44 of the Andrew J. Patterson Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 6, Page 212, bounded and described as follows, to-wit:

Beginning on the southerly line of Fairdale Street at the line dividing the property herein described and the property now or late of Albert S. and Nancy Jones; thence southwardly along said dividing line a distance of 100.00 feet to the northerly line of Fuller Way; thence eastwardly along the northerly line of Fuller Way a distance of 10.0 feet to a point thence northwardly a distance of 100.0 feet to the southerly line of Fairdale Street thence westwardly along the southerly line of Fairdale Street a distance of 10.0 feet to the place of beginning. Being part of the property acquired at Treasurer's Sale No. 369 on June 4, 1956.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 27, 1958.

Approved May 29, 1958.

Resolution Book 14, Page 567.

## No. 209

Whereas, R. Franklin Rimmel and Margaret Rimmel, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Martha Clinton etal, for the sum of \$500.00, and described as follows:

20th Ward, Pittsburgh, Lot 50x110 Hillsboro Street No. 44, Sheraden Land & Imp. Co. Addn. No. 2 Plan, Plan Book Volume 2, Page 240.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 27, 1958.

Approved May 29, 1958.

Resolution Book 14, Page 567.

## No. 210

Whereas, Rosa Villa Cafe, Inc., has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on

June 1, 1953, from Jack Cancelliere, for the sum of \$2,250.00, and described as follows:

22nd Ward, Pittsburgh, Lot 17.25x65 General Robinson Street between Federal and Sandusky, Block 8-H, Lot 195.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed May 27, 1958.

Approved May 29, 1958.

Resolution Book 14, Page 568.

## No. 211

Whereas, Francis X. Tartaron and Loretta G. Tartaron, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from D. A. Crone, for the sum of \$100.00, and described as follows:

5th Ward, Pittsburgh, Lot 145.02x 27.65 on dead line rear of 4435 Schenley Farms Terrace.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and the Act of May 21, 1937, P. L. 787, as amended.

Passed May 27, 1958.

Approved May 29, 1958.

Resolution Book 14, Page 568.

## No. 212

Resolved, That the Mayor be and he is hereby authorized and directed to issue,

and the City Controller to countersign, a warrant in favor of Leon Dymkowski and Service Fire Insurance Company of New York, 5912 Penn Avenue, Pittsburgh 6, Pa., in the sum of \$332.00 in full settlement of claim against the City of Pittsburgh for car damaged October 25, 1957, at 29th and Smallman Streets by Bureau of Refuse Inspector's car; and charge same to Code Account No. 46. Judgments.

Passed May 27, 1958, by a two-thirds vote.

Approved May 29, 1958.

Resolution Book 14, Page 568.

## No. 213

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Frank Specter, 6373 Burchfield Ave., Pittsburgh 17, Pa., in the sum of \$108.22 in full settlement of claim against the City of Pittsburgh for parked car at above address damaged February 11, 1958, by Bureau of Fire pumper; and charge same to Code Account No. 46, Judgments.

Passed May 27, 1958, by a two-thirds vote.

Approved May 29, 1958.

Resolution Book 14, Page 569.

## No. 214

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to grant an extension of sick leave with pay, not to exceed forty-five (45) days from May 25, 1958, to Mrs. Mercedes A. Brinker, Accountant, Division of Accounting, Department of Public Works.

Passed May 27, 1958.

Approved May 29, 1958.

Resolution Book 14, Page 569.



## No. 215

Resolved, That the Director of the Department of Lands and Buildings be and he is hereby authorized and directed to grant an extension of "Sick Leave," with pay, not to exceed thirteen (13) days from May 16, 1958, to Martin McTighe, Superintendent of Property, Bureau of Maintenance, Department of Lands and Buildings.

Passed June 2, 1958.

Approved June 4, 1958.

Resolution Book 14, Page 569.

## No. 216

Whereas, Wilbert T. Diddle and Mary Olive Diddle, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Henrietta Demarchi or Benjamin Demarchi and A. Zanol, for the sum of \$4,100.00, and described as follows:

15th Ward, Pittsburgh, four lots 31 x avg. 108 each Rosalia Place between Kennebec and Randall Nos. 10, 11, 12 and 13; Lot 40.08x98.42x27.89 Rosalia Place corner Randall No. 14; eight lots 30.5x90 each Rosalia Place between Kaercher and Randall Nos. 15 to 22, inclusive; Lot 32.31x90x41.29 rear Rosalia Place corner Randall No. 23, Rosalia Place Plan; reserving therefrom for street purposes a portion of Lot No. 14 at the intersection of Rosalia Place and Randall Street, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of Lot No. 23 at the intersection of Rosalia Place and Randall Street, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund,

D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantor shall have the right at any time to reenter upon and occupy all that certain 10 feet of Lots Nos. 10 to 14, inclusive, abutting on Rosalia Place for the purpose of the widening thereof without compensation to the grantees, their heirs or assigns."

Passed June 2, 1958.

Approved June 4, 1958.

Resolution Book 14, Page 570.

## No. 217

Whereas, Domenico DiDomenico and Cleonice DiDomenico, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Mary E. Schilling, for the sum of \$350.00, and described as follows:

12th Ward, Pittsburgh, Lot 25x101x 43.83 rear Rugby Street No. 600, Chadwick Place Plan, Plan Book Volume 19, Page 72; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Rugby Street and unnamed way, having a radius of 10 feet, and also reserving therefrom for street purposes a portion of said lot at the intersection of two unnamed ways, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 2, 1958.

Approved June 4, 1958.

Resolution Book 14, Page 570.

## No. 218

Whereas, Catherine M. Johnson and Thomas A. McMahon, her father, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Mattie I. Glenn and Joseph S. or Joseph L. Dodds, for the sum of \$1,600.00, and described as follows:

13th Ward, Pittsburgh, Lot 72.44x65x91.45 rear Silverdale Street, parts Nos. 86 and 87, Rush Plan, Plan Book Volume 13, Page 185 two unnumbered lots 40x90 each Silverdale Street, S. R. Rush Subd. Plan, Plan Book Volume 13, Page 185; reserving therefrom for street purposes a portion of the aforesaid lots at the intersection of Silverdale and Perchment Streets, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund. D. T. W. L., and repaid to said fund from the sale price.

Passed June 2, 1958.

Approved June 4, 1958.

Resolution Book 14, Page 571.

## No. 219

Whereas, Norman E. White and Jean L. White, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Frederick F. Schreiber, for the sum of \$300.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Keever Avenue No. 394, Crafton Terrace Plan, Plan Book Volume 17, Page 129.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the

Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund. D. T. W. L., and repaid to said fund from the sale price.

Passed June 2, 1958.

Approved June 4, 1958.

Resolution Book 14, Page 571.

## No. 220

Whereas, On May 5, 1958, The Equitable Life Assurance Society of the United States (hereinafter referred to as the "Society") submitted to the Urban Redevelopment Authority of Pittsburgh (hereinafter referred to as the "Authority"), in accordance with Article IV of the Redevelopment Contract dated February 14, 1950, between the Society and the Authority, approved by City Council of the City of Pittsburgh by Ordinance 4, Series 1950, a Site Plan of District "B," dated May 1, 1958, and Drawings K-1 and K-2, presenting elevations of Building No. 4; and

Whereas, Said Site Plan and Drawings were transmitted by the Authority to the City Planning Commission of the City of Pittsburgh and to the City Council of the City of Pittsburgh; and

Whereas, The City Council of the City of Pittsburgh has been informed by letters that the Members of the Authority and the City Planning Commission of the City of Pittsburgh have approved the plans as submitted; and

Whereas, The City Council of the City of Pittsburgh has examined the Site Plan and the Drawings K-1 and K-2 and finds them to be in conformity with the provisions of the Redevelopment Contract.

Now, Therefore, Be It

Resolved, That the Site Plan of District "B," dated May 1, 1958, prepared by Harrison and Abramovitz, Architects, and Drawings K-1 and K-2 prepared by Harrison and Abramovitz, Architects, as submitted by Urban Redevelopment Authority of Pittsburgh, be and the same are hereby approved.

Passed June 2, 1958.

Approved June 4, 1958.

Resolution Book 14, Page 572.

## No. 221

Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against John W. McKinnon in the Seventeenth Ward, for the reason that the assessment is a duplicate, formerly part of a twelve-foot alley and presently correctly assessed to Schnable Company:

1943	-----	\$11.25
1944	-----	12.50
1945	-----	12.50
1946	-----	14.00
1947	-----	14.00

and Be It

Further Resolved, That the proper officers of the City of Pittsburgh be and they are hereby authorized and directed to satisfy all liens of record in connection with said taxes, charging the costs thereof to the City of Pittsburgh.

Passed June 2, 1958.

Approved June 4, 1958.

Resolution Book 14, Page 572.

## No. 222

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Esso Standard Oil Co., Manufacturing Department, 34th & Smallman Streets, Pittsburgh 1, Pa., in the sum of \$25.00, a refund for duplication of registration which was paid in error; to Ferry Electric Company, 430 E. Warrington Avenue, Pittsburgh 10, Pa., in the sum of \$12.00 for permits issued in error; to the Commonwealth Heating & Plumbing Co., 917 Liberty Avenue, Pittsburgh 22, Pa., in the sum of \$7.00 for permit issued to wrong address, through error to Nathan Cantor, Ra., 121; S. Negley Avenue, Pittsburgh 6, Pa., for partial refund in the sum of \$82.80 for

permit issued and plans later revised to reduce permit fee; to W. M. Meneely, 1081 Fairwood Drive, building construction permit issued and plans later revised, partial refund in the sum of \$7.30; charge same to Code Account No. 42, Contingent Fund.

Passed June 2, 1958, by a two-thirds vote.

Approved June 4, 1958.

Resolution Book 14, Page 573.

## No. 223

Whereas, Louis A. Boettner and Margaret A. Boettner, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from Gertrude Koppel and on June 4, 1945, from Sarah F. Tyger, for the sum of \$800.00, and described as follows:

28th Ward, Pittsburgh, two lots 25x105 each Queensbury Street Nos. 294 and 295, Westwood Plan, Plan Book Volume 20, Page 52 and 53.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Bulb Way and establish the grade of Queensbury Street."

Passed June 9, 1958.

Approved June 11, 1958.

Resolution Book 14, Page 573.

## No. 224

Whereas, Donald M. Dufner and Mary Louise Dufner, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Agnes C. Wilson and Wilhelmina Wilson, for the sum of \$800.00, and described as follows:

28th Ward, Pittsburgh, two lots 25x105 each Queensbury Street Nos. 296 and 297, Westwood Plan, Plan Book Volume 20, Page 52.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Bulb Way and establish the grade of Queensbury Street."

Passed June 9, 1958.

Approved June 11, 1958.

Resolution Book 14, Page 574.

## No. 225

Whereas, Hadoar Properties, Inc., have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Mathew Ruzomberka, for the sum of \$700.00, and described as follows:

All that certain lot or piece of ground situate in the 9th Ward, City of Pittsburgh, County of Allegheny and Com-

monwealth of Pennsylvania, being bounded and described as follows, to-wit:

Beginning at a point on the northeasterly corner of Banner Way and Eden Way; thence northwestwardly along the northeasterly line of Banner Way a distance of 28.44 feet to a point thence northeastwardly a distance of 54.0 feet to the line dividing property herein described and property now or late of S. Rabushka; thence southeastwardly alongside dividing line a distance of 28.44 feet to the northwesterly line of Eden Way; thence southwestwardly along the northwesterly line of Eden Way a distance of 54.0 feet to the place of beginning. Being part of Treasurer's Sale No. 310 of July 5, 1949.

Reserving therefrom for street purposes a portion of the aforesaid property at the intersection of Banner and Eden Ways, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 9, 1958.

Approved June 11, 1958.

Resolution Book 14, Page 574.

## No. 226

Whereas, John J. Lynch and Rose Marie Lynch, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from J. T. Harvey No. 1, for the sum of \$600.00, and described as follows:

15th Ward, Pittsburgh, two lots 25x100 each Gladstone Street Nos. 7 and 8, Harvey Place Plan, Plan Book Volume 13, Page 81.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 9, 1958.

Approved June 11, 1958.

Resolution Book 14, Page 575.

## No. 227

Whereas, Resolution No. 163, approved March 20, 1952, authorized the sale of Lots Nos. 163, 164, 165 and 166 Parklyn Street, 32nd Ward, to Frank B. Rachfal and Rose Ann Rachfal, his wife, for the sum of \$2,200.00; and

Whereas, Through inadvertence at No. 1937 January Term, 1953, Common Pleas Court approval of the sale of Lots Nos. 163, 164, 165, 166 and 167 was obtained; and

Whereas, Frank B. Rachfal and Rose Ann Rachfal, his wife, propose to purchase City-owned property acquired at tax sale on July 5, 1949, from S. G. Romianek or S. G. Rovianek, for the sum of \$500.00, and described as follows:

32nd Ward, Pittsburgh, Lot 25x115 Parklyn Street No. 167, Fair Haven Place Plan, Plan Book Volume 13, Page 92.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens having previously obtained Common Pleas Court approval of the sale of the aforesaid Lot No. 167 Parklyn Street at No. 1937 January Term, 1953, in accordance with Act No. 514 of 1947, is hereby authorized to distribute the purchase price of \$500.00 among the City of Pittsburgh, County of Allegheny and School District of Pittsburgh, in accordance with their tax claims.

Passed June 9, 1958.

Approved June 11, 1958.

Resolution Book 14, Page 575.

## No. 228

Whereas, It is the desire of the Council of the City of Pittsburgh to afford Social Security coverage for the year 1956 for those employees of the Commonwealth of Pennsylvania Department of Health who were employed by the City of Pittsburgh Department of Public Health during that period; and

Whereas, The Federal authorities charged with the administration of the Federal Social Security Program have ruled that such employees are entitled to receive wage credits for purposes of the Federal Old-Age and Survivors Insurance Program based upon their remuneration for services performed in the employ of the City of Pittsburgh during the calendar year 1956; and

Whereas, The City of Pittsburgh has indicated its intention to afford Social Security coverage to its employees in accordance with Resolution No. 363, approved September 26, 1957; Now, Therefore, Be It

Resolved, That the Treasurer of the City of Pittsburgh be and he is hereby authorized and directed to make all required employer's contribution payments necessary to provide coverage under the Social Security Program for those employees eligible for Social Security coverage by virtue of their employment in the Department of Health, Commonwealth of Pennsylvania who were employed by the City of Pittsburgh Department of Public Health during the period beginning January 1, 1956, and prior to January 1, 1957, into the Commonwealth of Pennsylvania Social Security contribution fund; and Be It Further

Resolved, That the Governing Body of the City of Pittsburgh be and it is hereby empowered to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay the employer's contribution for the calendar year 1956 into the Commonwealth of Pennsylvania Social Security Contribution Fund.

Passed June 9, 1958.

Approved June 11, 1958.

Resolution Book 14, Page 576.

## No. 229

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Reversa Hamlin, c/o Jones, Smith & Freeland, Esqs., Bakewell Bldg., Pittsburgh 19, Pa., in the sum of \$395.00 in full settlement of suit against the City of Pittsburgh for injuries sustained September 16, 1951, at 401 Larimer Avenue; and charge same to Code Account No. 46, Judgments.

Passed June 9, 1958, by a two-thirds vote.

Approved June 11, 1958.

Resolutions Book 14, Page 576.

## No. 230

Whereas, James W. Austin and Mary E. Austin, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Louvenia Childs, for the sum of \$1,000.00, and described as follows:

12th Ward, Pittsburgh, Lot 25x100 Lemington Avenue No. 352, two lots 50x100x56.50 rear in all Lemington Avenue corner Gladfield Street Nos. 353 and 354, Chadwick Place Plan; reserving therefrom for street purposes a portion of said lots at the intersection of Lemington Avenue and Gladfield Street, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said lots at the intersection of Gladfield Street and Unnamed Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 16, 1958.

Approved June 20, 1958.

Resolution Book 14, Page 577.

## No. 231

Whereas, Donald L. Klingensmith and Joseph A. Yoest have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Andrew or Andrew J. Worley, for the sum of \$500.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x100 Dagmar Avenue No. 14, West Liberty 5th Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 16, 1958.

Approved June 20, 1958.

Resolution Book 14, Page 577.

## No. 232

Whereas, Rachel R. Telford has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Robert J. Evans and W. J. Cole, for the sum of \$100.00, and described as follows:

12th Ward, Pittsburgh, Lot 25x115 Renfrew Street between Lincoln and Paulson No. 14, Finley Plan

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 16, 1958.

Approved June 20, 1958.

Resolution Book 14, Page 578.

## No. 233

Whereas, At City Treasurer's Sale No. 691 of 1956, the City acquired the property of Louis C. Adamitz, located in the 31st Ward, described as—Tri. Lot 143x55x 158 Baldwin Road and Streets Run Rd.; Block 91-J, Lot 10, and

Whereas, Marcella M. Adamitz, daughter of the former owner, has requested City Council to authorize a quit claim deed to her, upon payment of all taxes, penalties, interest and costs.

Therefore, Be It Resolved,

That upon payment of all taxes, penalties, interest and costs, the Mayor is hereby authorized and directed to execute and deliver a quit claim deed to Marcella M. Adamitz for the property acquired at City Treasurer's Sale No. 691 of 1956.

Passed June 16, 1958.

Approved June 20, 1958.

Resolution Book 14, Page 578.

## No. 234

Whereas, At City Treasurer's Sale No. 288 of 1955, the City acquired the property of Jennie Swartz, with Notice to Agnes Lauderbaugh, located in the 19th Ward and described as—Tri. Lot 8.22x 17.55x12.88 rr. Wenzell Avenue Pt. No. 1; Lot 39.18 x avg. 18.09 rr. Wenzell Avenue Pt. No. 2; Block 62-K, Lot 71, and

Whereas, Agnes Lauderbaugh, the former owner, has requested City Council to authorize a quit claim deed to her upon payment of all taxes, penalties, interest and costs.

Therefore, Be It Resolved,

That upon payment of all taxes, penalties, interest and costs, the Mayor is hereby authorized and directed to execute and deliver a quit claim deed to

Agnes Lauderbaugh for the property acquired at City Treasurer's Sale No. 288 of 1955.

Passed June 16, 1958.

Approved June 20, 1958.

Resolution Book 14, Page 578.

## No. 235

Whereas, The South Pittsburgh Water Company, which furnishes water to residents in the southern section of the City, plans to establish a mechanical tabulating system for recording information concerning its City consumers; and

Whereas, It will be of benefit to the City in billing residents served by the South Pittsburgh Water Company to have exactly the same data appear on Company and City records;

Be It Therefore

Resolved, That the City Treasurer be and he is hereby authorized and directed to reproduce for the South Pittsburgh Water Company billing cards containing data relative to the City consumers served by the Company, the cost of rendering such service to be paid by the company at the rate of 1.8c per card.

Passed June 16, 1958.

Approved June 20, 1958.

Resolution Book 14, Page 579.

## No. 236

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Joseph Feingold and Pawtucket Mutual Insurance Company, c/o Gateway Adjustment & Services, Inc., 904 Union Trust Bldg., Pittsburgh 19, Pa., in the sum of \$206.77 in full settlement of claim against the City of Pittsburgh for car struck by police motorcycle November 9, 1957, at Bigelow Boulevard and North Craig Street; and charge same to Code Account No. 46, Judgments.

Passed June 16, 1958, by a two-thirds vote.

Approved June 20, 1958.

Resolution Book 14, Page 579.

## No. 237

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John P. Vojnik, 16 Harden Street, Brooklyn 34, N. Y., in the sum of \$160.00 in full settlement of claim against the City of Pittsburgh for sidewalk at 400 Belonda Street damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed June 16, 1958, by a two-thirds vote.

Approved June 20, 1958.

Resolution Book 14, Page 580.

## No. 238

Resolved, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign, duplicate warrants to the same payees and in the same amounts to replace the following warrants lost or destroyed:

Society of American Bacteriologists,  
\$12.00 to replace Warrant No. 11468  
dated January 24, 1958.

Gerson W. Reiff, \$16.94 to replace  
Warrant No. 6589, dated March 3,  
1958.

Passed June 16, 1958, by a two-thirds vote.

Approved June 20, 1958.

Resolution Book 14, Page 580.

## No. 239

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to counter-

sign, a warrant in favor of Mrs. Otilda Kurtz, 737 Frank Street, Pittsburgh 27, Pennsylvania, mother of Homer Kurtz, in the amount of \$10.00, being a refund of fine paid and charge same to Code Account No. 43-1, Refunds, Fines, etc.

Passed June 16, 1958, by a two-thirds vote.

Approved January 20, 1958.

Resolution Book 14, Page 580.

## No. 240

Whereas, The Secretary of the Army has announced his intention to close the Pittsburgh Army Ordnance District Office, effective July 1; and

Whereas, Such action would be deleterious to the economic health and progress of the Pittsburgh district; and,

Whereas, Not only would the removal of the ordnance activity to Philadelphia be harmful to employees of that office but would also work to the disadvantage of numerous business and industrial firms in the Pittsburgh area in carrying out important government contracts; and

Whereas, The Pittsburgh area, already hard-hit with unemployment, would suffer additional hardship if the Secretary of the Army implements his announced intention to close the Pittsburgh Ordnance Office; Now, Therefore, Be It

Resolved, That the Deputy Mayor and the Council of the City of Pittsburgh do hereby register their strong and vigorous objection to the closing of the Pittsburgh Army Ordnance Office and they call upon Secretary of Defense Neil McElroy and Secretary of Army Wilber M. Brucker to rescind the order which will cause the elimination of the office, and further, that copies of this resolution be sent to United States Senators Joseph S. Clark and Edward Martin and to Congressmen Herman P. Eberharter, Elmer J. Holland, Robert J. Corbett and James G. Fulton with the request that they continue their efforts to prevent the closing of the Pittsburgh Army Ordnance Office.



Read and adopted June 16, 1958.

Approved June 20, 1958.

Resolution Book 14, Page 581.

## No. 241

Whereas, On May 22, 1958, the County of Allegheny and the Board of Trustees of the Carnegie Library of Pittsburgh executed an Agreement which provides for continuing the extension of library services to all residents of Allegheny County; and

Whereas, The said Agreement is, by its terms, subject to approval by the Mayor and the Council of the City of Pittsburgh; Now, Therefore,

Be It Resolved, That the Mayor, by the approval of this Resolution, and the Council of the City of Pittsburgh, by the passage of this Resolution, do hereby approve the Agreement dated May 22, 1958, by the County of Allegheny and the Board of Trustees of the Carnegie Library of Pittsburgh, which provides for continuing the extension of library services to all residents of Allegheny County.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 581.

## No. 242

Whereas, The Department of Lands and Buildings plans to rehabilitate the heating plant at the North Side Carnegie Library which supplies heat to the Library building and also to the Buhl Planetarium; and

Whereas, The Buhl Planetarium is operated by a non-profit corporation for the benefit of the public, and contributes in a large measure to the educational, cultural and scientific advancement of the City of Pittsburgh; and

Whereas, The Planetarium, which was constructed on public square property leased by the City to the Buhl Foundation will revert to the City on the expiration of the lease; Now, Therefore, Be It

Resolved, That the new heating plant in the North Side Carnegie Library Building be designed so as to provide for the supply of heat to the Library Building and also to the Buhl Planetarium; and Be It Further

Resolved, That the City of Pittsburgh continue to supply heat to the Buhl Planetarium upon the rehabilitation of the heating plant at the North Side Carnegie Library building.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 582.

## No. 243

Whereas, Floyd A. Cramer and Louise Cramer, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Arthur Kennedy and Alice May Warren Clafan, for the sum of \$1,200.00, and described as follows:

25th Ward, Pittsburgh, three lots 20x 100 each Lanark Street Nos. 48, 49 and 50, Lot 20 x avg. 80.90 Lanark Street No. 51, Arthur Kennedy Tr. Plan, Plan Book Volume 8, Page 188 reserving therefrom for street purposes a portion of Lot No. 48 at the intersection of Lanark Street and Sentinel Way, having a radius of 10 feet, and also reserving therefrom for street purposes a portion of said Lot No. 48 at the intersection of Sentinel Way and Denham Street, having a radius of 10 feet.

Therefore, Be It

\*Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 582.

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## No. 244

Whereas, Frances Jurjevic has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Robert G. and Emma Weber, for the sum of \$500.00, and described as follows:

26th Ward, Pittsburgh, Lot 30x106  
Maple Street between Legion and Hawkins, Block 77-P, Lot 92.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 583.

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## No. 245

Whereas, Sam A. Lasante has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Louis L. and Margaret S. Krest, for the sum of \$800.00, and described as follows:

15th Ward, Pittsburgh, two lots 30x100 each Beehner Road Nos. 18 and 19, Block No. 4, Aqua Vista Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 583.

## No. 246

Whereas, Joseph C. Metzler and Nellie Metzler, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Arthur Kennedy and Arthur M. James, for the sum of \$900.00, and described as follows:

25th Ward, Pittsburgh, two lots 20x100 each Lanark Street Nos. 53 and 54, Lot 20x84.54 Lanark Street No. 55, A. Kennedy Tr. Plan, Plan Book Volume 8, Page 188.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 583.

## No. 247

Whereas, Charles W. Mutzabaugh and Marcella Mutzabaugh, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on M. L. D. No. 308 April Term, 1924, from C. A. Meyer, for the sum of \$375.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x100 Saranac Avenue No. 411, West Liberty 1st Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is here-

by authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and the Act of May 21, 1937, P. L. 787, as amended.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 584.

## No. 248

Whereas, Henry J. Soracco and Vivian Soracco, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from John and Catherine E. H. Scheifele, for the sum of \$800.00, and described as follows:

20th Ward, Pittsburgh, Lot 50x100 in all Wyncote Street Nos. 88 and 89; Block 42-G, Lot 218.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 584.

## No. 249

Whereas, James N. Walker and Eunice E. Walker, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from George H. Best, for the sum of \$650.00, and described as follows:

20th Ward, Pittsburgh, Lot 49.5 x avg. 101x73.82 Ellopia Street No. 93, Oltman Land and Loan Assn. Plan, Plan Book Volume 15, Page 27; reserving therefrom for street purposes a portion of the

aforesaid lot at the intersection of Ellopia Street and Acker Way, having a radius of 10 feet, and also reserving therefrom for street purposes a portion of said lot at the intersection of Acker and Aerial Ways, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 585.

## No. 250

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against Hestor Vowinckel, Thirteenth (13th) Ward, for the reason that the said property is a duplicate assessment, being presently and properly assessed to Filomena Donatilli, as per Assessor's Change Order, approved by A. E. Prosser, Bureau of Deed Registry:

1953-----\$12.96

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 585.

## No. 251

Resolved, That the City Treasurer be and he is authorized and directed to exonerate the following City taxes against Carlo Calderone and Josephine Calderone, Thirteenth (13th) Ward, for the reason

that the said property should be assessed to Dover Mayhan, et al, as per Assessor's Change Order, approved by A. E. Prosser, Bureau of Deed Registry:

1953-----\$38.40

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed June 23, 1958.

Approved June 26, 1958.

Resolution Book 14, Page 585.

## No. 252

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Louis Steinbach and Amalia Steinbach, 1501 Beechwood Blvd., Pittsburgh 17, Pa., in the sum of \$182.61 in full settlement of claim against the City of Pittsburgh for driveway, curb and lawn area damaged during installation of City sewer in April of 1958 and sidewalk damaged by tree roots at above address; and charge same to Code Account No. 46, Judgments.

Passed June 23, 1958, by a two-thirds vote.

Approved June 26, 1958.

Resolution Book 14, Page 586.

## No. 253

Resolved, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign, duplicate warrants to the same payees and in the same amounts to replace the following warrants lost or destroyed:

Gerson W. Reiff, \$16.94 to replace warrant No. 6589 dated March 3, 1958.

North of Forbes, Inc., \$80.85 to replace Warrant No. 138277 dated March 18, 1957.

Passed June 23, 1958, by a two-thirds vote.

Approved June 26, 1958.

Resolution Book 14, Page 586.

## No. 254

Whereas, In Viewers' Proceedings in the Court of Common Pleas of Allegheny County at No. 1481, January Term, 1958, Viewers were appointed to assess damages and benefits arising from the grading and paving of Mulberry Way in the Sixth Ward of the City of Pittsburgh; and

Whereas, In said proceedings a certain lot designated therein as V-12 was assessed the sum of \$204.00 in the name of the City of Pittsburgh, with notice to the Rubber Products Company; and

Whereas, This assessment was made in error, in that at the time of the commencement and at the time of the completion of the improvement, title to said lot was in the City of Pittsburgh; Therefore, Be It

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy, without payment, the lien against the property of the City of Pittsburgh, with notice to Rubber Products Company, in the face amount of \$204.00.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 586.

## No. 255

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against George D. Dugos, Fourth (4th) Ward, for the reason that a portion of the said property has been taken by the Commonwealth of Pennsylvania for State Highway Route No. 764, Section 12, July 16, 1952, as per Deed Registry Correction slip dated December 31, 1956:

1953-----\$35.20

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 587.

## No. 256

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against City of Pittsburgh, Fourteenth (14th) Ward, for the reason that the said property was taken by deed of January 24, 1949, for widening Beechwood Boulevard, as per Assessor's Change Order:

Year	Amount
1950-----	\$3.36
1951-----	3.36
1952-----	3.96
1953-----	3.84

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 587.

## No. 257

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against Anna F. Reinecker, Fifth (5th) Ward, for the reason that the said property has been taken for street purposes by Ordinance No. 435, approved October 30, 1947:

1952-----	\$6.60
1953-----	6.40

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 588.

## No. 258

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes

against Bessie K. Schenck, Twelfth (12th) Ward, for the reason that the said property is a duplicate assessment, being property assessed to Michael H. and Dan C. Parrish during the subject year, as per Deed Registry Correction Slip, dated January 31, 1956:

1951-----\$28.84

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed June 26, 1958.

Approved June 30, 1958:

Resolution Book 14, Page 588.

## No. 259

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against George Toma and Julia Toma, Fourth (4th) Ward, for the reason that the building assessed was razed in 1949, as per Assessor's Change Order:

1950-----\$11.20

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 588.

## No. 260

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Edward J. Fischer, 164 Robinson Street, Pittsburgh 13, Pa., in the sum of \$275.00 in full settlement of claim against the City of Pittsburgh for parked car in front of home damaged by Bureau of Fire truck; and charge same to Code Account No. 46, Judgments.

Passed June 26, 1958, by a two-thirds vote.

Approved June 30, 1958.

Resolution Book 14, Page 589.

## No. 261

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Dale H. Kendall and Harriet E. Kendall, 1500 Amanda Street, Pittsburgh 10, Pa., in the sum of \$127.92 in full settlement of claim against the City of Pittsburgh for car struck May 1, 1958, at Forbes and Liberty Avenues by Treasurer's Office pick-up truck; and charge same to Code Account No. 46, Judgments.

Passed June 26, 1958, by a two-thirds vote.

Approved June 30, 1958.

Resolution Book 14, Page 589.

## No. 262

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Albert Nath, Anna Nath and Motors Insurance Corporation, 5182 Liberty Avenue, Pittsburgh 24, Pa., in the sum of \$208.16 in full settlement of claim against the City of Pittsburgh for car damaged April 21, 1958, in Parkfield Street near Nobles Lane; and charge same to Code Account No. 46, Judgments.

Passed June 26, 1958, by a two-thirds vote.

Approved June 30, 1958.

Resolution Book 14, Page 589.

## No. 263

Whereas, It is deemed advisable to stimulate the School Patrol Activity for the protection of children attending both public and parochial schools; and

Whereas, It is felt that this activity can be improved by honoring members of the School Patrol at a picnic sponsored by various interested agencies in the City of Pittsburgh and Allegheny County; and

Whereas, It was agreed that the Better Traffic Committee would assume one full share of the total expenses for this picnic in order to cover the cost of the patrol members of the City's public and parochial schools; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in the amount of One Hundred Dollars (\$100.00), made payable to the School Safety Patrol Sponsoring Committee, and forward the same to E. C. Timmerman, Jr., Treasurer, c/o Automobile Club of Pittsburgh, Peoples Building, Fourth Avenue at Wood Street, Pittsburgh 22, Pa., to pay for the City's share of the cost of this picnic, and charge same to Code Account No. 1416, Child Safety Activities.

Passed June 26, 1958, by a two-thirds vote.

Approved June 30, 1958.

Resolution Book 14, Page 590.

## No. 264

Whereas, William H. Camp and Willie Camp, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 6, 1955, from Charles R. Jones, for the sum of \$400.00, and described as follows:

25th Ward, Pittsburgh, Lot 23x98 True-man Street, Block 22-D, Lot 325.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 590.

## No. 265

Whereas, Olga A. Chickos has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Mary Elizabeth Moreland, for the sum of \$300.00, and described as follows:

27th Ward, Pittsburgh, Lot 25x54.08 Sorrell Street and Halsey Place, parts Nos. 17 and 18, B. Wolf, Jr., Extrs. plan, Plan Book Volume 10, Page 94.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 591.

## No. 266

Whereas, Bernadine Godina has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Frederick Herold et al, for the sum of \$500.00, and described as follows:

26th Ward, Pittsburgh, Lot 40.97x83 Ellis Street rear of Perrysville Avenue, part No. 1, Mayfield Plan, Plan Book Volume 12, Page 186 reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Ellis Street and Hawkins Avenue, having a radius of 10 feet.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 591.

## No. 267

Whereas, Rudolph Macchioni and Esther Macchioni, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from R. W. Tener, for the sum of \$1,400.00, and described as follows:

12th Ward, Pittsburgh, Lot 50x155 Campania Avenue No. 29, Campania Place Plan, Plan Book Volume 21, Page 186.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 591.

## No. 268

Whereas, Leo A. Sirakos has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from William A. and Mena Z. Lowe, for the sum of \$900.00, and described as follows:



20th Ward, Pittsburgh, Lot 60x110 in all Younger Avenue to Lloyds Street Nos. 13 and 14, Block 36-M, Lot 138.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 592.

## No. 269

Whereas, In accordance with City Resolution No. 303 of 1954, the Board of Public Education acquired property in the 20th Ward, being approximately 2 Acres of land Carnahan Road, for the sum of \$1,000.00, and

Whereas, The above property not being properly assessed, was re-assessed in the names of the rightful owners and again acquired by the City at 1956 Treasurer's Sale No. 354B—the owners being Andrew Donaldson McCarrell and Mary McBurney McCarrell 17/40 Int., Edward L. Neff and Clara M. Neff 13/40 Int., Mary H. Gilky 5/40 Int. and Albert Pettit 5/40 Int., and

Whereas, Since the Board of Public Education paid \$1,000.00 for the land, and the said \$1,000.00 was distributed to the three taxing bodies according to their proportionate share, they now request a Quit Claim Deed to them for the property which they originally acquired at proceedings No. 124 January Term 1955.

Therefore, Be It Resolved,

That the Mayor is hereby authorized and directed to execute and deliver a quit claim deed to the Board of Public Education of the School District of Pittsburgh for the property acquired at City Treasurer's Sale No. 354B of 1956.

Passed June 26, 1958.

Approved June 30, 1958.

Resolution Book 14, Page 592.

## No. 270

Whereas, Louis P. Bilotta and Mary C. Bilotta, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Domenic and Mary A. Navarro, for the sum of \$1,200.00, and described as follows:

27th Ward, Pittsburgh, four lots 180 x avg. 115.22x145.09 in all San Pedro Street Nos. 238, 239, 240 and 241, Brighton Country Club Plan, Plan Book Volume 27, Page 48.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 593.

## No. 271

Whereas, George Gimigliano and Theresa Gimigliano, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Mary Algeo Estate, for the sum of \$1,350.00, and described as follows:

19th Ward, Pittsburgh, three lots 30x 110 each Dagmar Avenue Nos. 181, 182 and 183, Curran Algeo Plan, Plan Book Volume 22, Page 88.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provisions:

"The grantor shall have the right to reenter upon and occupy all that certain ten (10) feet of Lot No. 183 abutting on Dagmar Avenue for the purpose of the widening thereof for turn-around space without compensation to the grantees, their heirs and assigns."

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action (a) vacate a portion of Dagmar Avenue and (b) improve Dagmar Avenue to the established grade and to the cuts or fills resulting therefrom."

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 503.

## No. 272

Whereas, Raymond Holmes and Carrie L. Holmes, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Janet M. Lambie, for the sum of \$1,150.00, and described as follows:

20th Ward, Pittsburgh, Lot 114.81x100 in all Ellopla Street Nos. 105 and 106, Block 71-H, Lot 244.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court pro-

ceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 594.

## No. 273

Whereas, Ronald F. Kunert and Margery M. Kunert, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 7, 1943, from J. Ethelbert Glenn and George W. Guineo, and on June 5, 1944, from Samuel Householder, for the sum of \$300.00, and described as follows:

26th Ward, Pittsburgh, three lots 25x 100 each Roosevelt Avenue Nos. 73, 74 and 75, Benton Plan, Plan Book Volume 17, Page 38.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate a portion of Roosevelt Avenue."

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 594.

## No. 274

Whereas, Joseph M. Longo and Dorothy J. Longo, his wife, have submitted a proposal to the Department of Lands

and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Max Waterman, for the sum of \$150.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x100 Fernhill Avenue No. 537, Paul Place Plan.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 595.

## No. 275

Whereas, James J. Powers and Mary E. Powers, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Josephine Vey and Eugene C. Vey, for the sum of \$1,750.00, and described as follows:

26th Ward, Pittsburgh, two lots 40x150 each Perrysville Avenue between Phipps and Bryson Nos. 12 and 13, F. Kirsch Heirs Plan.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 595.

## No. 276

Whereas, Joseph S. Rebel and Mary Frances Rebel, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from James F. Cosgrove and Laura J. Cosgrove, for the sum of \$2,000.00, and described as follows:

20th Ward, Pittsburgh, Lot 100x80.60x170 rear in all Steuben Street at intersection of Neidel Street Nos. 14, 15 and 16, McCartney and Hodgson Plan reserving therefrom for street purposes a portion of the aforesaid lots at the intersection of Steuben and Oswin Streets, having a radius of 40 feet, and also reserving therefrom for street purposes a portion of said lots at the intersection Steuben and Neidel Streets, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 596.

## No. 277

Whereas, Leonard Samuels and Laura D. Samuels, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 4, 1956, from Lillian McGeagh Roberts, Mabel McGeagh Shipley and Grant B. Shipley (husband), and on June 5, 1950, from Adam Strawbridge, for the sum of \$1,000.00, and described as follows:

20th Ward, Pittsburgh, two lots 50x100 each Ellopia Street Nos. 108 and 109, Oltman Land and Loan Assn. Plan, Plan Book Volume 15, Page 27; reserving

therefrom for street purposes a portion of Lot No. 108 at the intersection of Ellopia and Universal Streets, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said Lot No. 108 at the intersection of Universal Street and Arkanow Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 596.

## No. 278

Whereas, George A. Smith has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from William P. Mason, Mary E. Jones and Mrs. Elizabeth McMurray, for the sum of \$900.00, and described as follows:

15th Ward, Pittsburgh, three lots 25x111.6 each Bingler Street Nos. 23, 24 and 25, Lot 53.46x111.69x21.26 rear Bingler Street No. 26, Catherine J. Bingler's Plan, Plan Book Volume 8, Page 299; reserving therefrom for street purposes a portion of Lot No. 26 at the intersection of Bingler and Parade Streets, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said Lot No. 26 at the intersection of Parade Street and Marion Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale

of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 597.

## No. 279

Whereas, Elmer C. Swaney and Matilda H. Swaney, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from John Dietrich, for the sum of \$300.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Harris Avenue No. 299, West Pittsburgh Terrace Plan, Plan Book Volume 18, Page 192.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 597.

## No. 280

Whereas, Sigmund J. Vinarski and Martha Vinarski, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 3, 1946, from Milas Knezevich, for

the sum of \$500.00, and described as follows:

29th Ward, Pittsburgh, Lot 25 x avg. 91.66 Valera Street No. 231, Overbrook Plan, Plan Book Volume 25, Page 32.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 598.

## No. 281

Whereas, Louis Winters and Barbara Winters, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Michael Katic, for the sum of \$300.00, and described as follows:

24th Ward, Pittsburgh, Lot 22x50 Goettman Street, part No. 28, Block 24-G, Lot 233.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 598.

## No. 282

Whereas, Charles J. Young has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, from S. C. Cover and D. T. Riffle, for the sum of \$500.00, and described as follows:

20th Ward, Pittsburgh, two lots 25x100 each Coverdale Street Nos. 27 and 28, Hethlon Plan, Plan Book Volume 17, Page 180.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 598.

## No. 283

Whereas, Certain properties in the Sixteenth and Twenty-eighth Wards of the City of Pittsburgh, more fully described hereinafter, are presently jointly owned by the City of Pittsburgh and the County of Allegheny; and

Whereas, at a meeting of the Taxing Bodies Committee on June 25, 1958, motions were formally approved, and appear as Items Nos. 3 and 3-A in the minutes of the said meeting, to convey all rights, title and interest of the City and the County in the said properties to the Board of Public Education School District of Pittsburgh; Now, Therefore, Be It

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they hereby are authorized and directed to convey the existing interests of the City of Pittsburgh in the following properties to the Board of Public Education School District of Pittsburgh:

ITEM 3—16th WARD

Lots Nos. 55 to 61 inclusive Eleanor Street size—25 x avg. 114.32 each	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen (former owner)
Lots Nos. 62 to 84 inclusive Eleanor Street size—25 x avg. 175 each	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lots Nos. 179 to 182 inclusive Stell Street size—25x150 each	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lots Nos. 183 and 184 Stell Street size—25 x avg. 147 each	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lots Nos. 185 and 186 Stell Street size—100 x avg. 95 in all	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lot No. 187 Stell Street Tri. lot—89.66x61x100	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lots Nos. 85 to 93 inclusive Eleanor Street size—25x210 each	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lot No. 94 Eleanor Street Tri lot—137.46x76.30x132.75	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lots Nos. 106, 107 and 108 Rothman Street size—75x120 in all	1948 Treasurer Sale Sale No. 1611 Frederick Schmidt (former owner)
Lots Nos. 109 and 110 Rothman Street size—50x120 in all	1953 Treasurer Sale Sale No. 339 Clara J. and Simon C. Hoffman
Lot No. 113 Rothman Street size—25x98	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lot No. 114 Rothman Street size—25 x avg. 84.	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lot No. 115 Rothman Street size—25 x avg. 70	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lot No. 116 Rothman Street size—100 x avg. 39.25	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lot No. 167 Eleanor Street Tri. lot 153.92x74.58x134.07	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lot No. 168 Eleanor Street size—50 x avg. 91.42	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen
Lot No. 196 Stell Street size—70.46 x avg. 153.46x127.87	1950 Treasurer Sale Sale No. 836 Eleanor I. Swearengen

Lots Nos. 197 and 198  
Steil Street  
size 100x207 in all

Lot No. 199  
Parkwood Road  
size—52.88 x avg. 243

Lot No. 200  
Parkwood Rd.  
size—52.89 x avg. 255

Lots No. 201 and 202  
Parkwood Road  
size—50x260 each

Lot No. 169  
Steil Street  
size—35x47.80x72.33x110.98

Lots Nos. 170 to 178 inclusive  
Steil Street  
size—25x125 each

Lot No. 195  
Steil Street  
size—77.66x184x21.45

Lot No. 203 Parkwood Road  
size—181x198 to a point

Lots Nos. 191 to 194 inclusive  
Parkwood Road  
size—203 x avg. 215x200 in all

#### Item 3-A

315 Clairhaven Street—28th Ward  
1944 Treasurer Sale—Sale No. 273

Lot No. 30  
size—25x147 feet

1950 Treasurer Sale  
Sale No. 836  
Eleanor I. Swearengen

1950 Treasurer Sale  
Sale No. 836  
Eleanor I. Swearengen

1950 Treasurer Sale  
Sale No. 836  
Eleanor I. Swearengen

1950 Treasurer Sale  
Sale No. 836  
Eleanor I. Swearengen

1950 Treasurer Sale  
Sale No. 836  
Eleanor I. Swearengen

1950 Treasurer Sale  
Sale No. 836  
Eleanor I. Swearengen

Sale No. 836  
Eleanor I. Swearengen

Sale No. 836  
Eleanor I. Swearengen

1950 Treasurer Sale  
Sale No. 836  
Eleanor I. Swearengen

J. A. Brent or John A. Brant—former owner

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 599.

## No. 284

Resolved, That the Department of Lands and Buildings be, and the same is hereby authorized to journalize 45 Taxing Bodies Property accounts, having a total credit balance of \$9,405.13 minus a total debit balance of \$9,405.13.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 601.

## No. 285

Whereas, It is the desire of the Council of the City of Pittsburgh to afford Social Security coverage for the year

1956 for those employees of the County of Allegheny who were employed by the City of Pittsburgh and who were members of the City Employees Retirement System during that period; and

Whereas, The Federal authorities charged with the administration of the Federal Social Security Program have ruled that such employees are entitled to receive wage credits for purposes of the Federal Old-Age and Survivors Insurance Program based upon their remuneration for services performed in the employ of the City of Pittsburgh during the calendar year 1956; and

Whereas, The City of Pittsburgh has indicated its intention to afford Social Security coverage to its employees in accordance with Resolution No. 363, approved September 26, 1957;

Now, Therefore, Be It

Resolved, That the Treasurer of the City of Pittsburgh be and he is hereby authorized and directed to make all required employer's contribution payments necessary to provide coverage under the Social Security Program for these employees eligible for Social Security coverage by virtue of their employment in the County of Allegheny who were employed by the City of Pittsburgh and who were members of the City Retirement system during the period beginning January 1, 1956, and prior to January 1, 1957, into the Allegheny County Employees' Retirement System; and Be It Further

Resolved, That the Governing Body of the City of Pittsburgh be and it is hereby empowered to appropriate from the proper fund or funds of the City of Pittsburgh the amounts necessary to pay the employer's contribution for the calendar year 1956 into the Allegheny County Employees' Retirement System.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 601.

## No. 286

Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against property in the Second Ward, known as Block 2F—Lot 279, for the reason that the said property has been condemned by the City of Pittsburgh for the Crosstown Boulevard:

McGeagh, R. T.:

1937-----	\$ 578.78
1938-----	2,657.40
1939-----	2,657.40
1940-----	2,645.00
1941-----	2,645.00
1942-----	2,587.50
1944-----	1,104.86
1945-----	2,139.50

Roberts, Lillian McG.:

1946-----	\$2,396.24
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Shevehick, M. G.:

1947-----	\$2,394.84
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Stein, David:

1948-----	\$2,395.12
1949-----	2,395.12
1950-----	2,395.12
1951-----	1,796.34
1952-----	2,700.72

City of Pittsburgh

School District of the City of Pittsburgh

County of Allegheny:

1953-----	\$2,621.36
1954-----	2,621.36
1955-----	2,621.36
1956-----	2,785.20
1957-----	2,703.28

and Be It

Further Resolved, That the proper officers of the City of Pittsburgh be and they are hereby authorized and directed to satisfy the liens and charge the costs thereof to the City of Pittsburgh.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 602.

## No. 287

Whereas, The property of Cornelius and Ellen M. Pappert at 3414 Brighton Road, 27th Ward, was at No. 468 April Term 1900 assessed for a sewer on Brighton Road; and

Whereas, The Brighton Road sewer adequately serves the Pappert property as presently improved; and

Whereas, The same property was at No. 2592 October Term, 1957, assessed for a sewer constructed on Harbison Street; and

Whereas, The property is of insufficient size to accommodate an additional structure that could utilize the Harbison Street sewer, Be It Therefore

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy without payment the assessment in the amount of \$350.00 against Cornelius Pappert and Ellen M., wife, V-21, at No. 2592 October Term, 1957,



in the Court of Common Pleas of Allegheny County, with the costs, if any, charged to the City of Pittsburgh.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 602.

## No. 288

Whereas, The property of Joseph C. Pelcz and Luella M. Pelcz, at 3404 Brighton Road, 27th Ward, was at No. 468 April Term 1900 assessed for a sewer on Brighton Road; and

Whereas, The Brighton Road sewer adequately serves the Pelcz property as presently improved; and

Whereas, The same property was at No. 2592 October Term 1957 assessed for a sewer constructed on Harbison Street; and

Whereas, The property is of insufficient size to accommodate an additional structure that could utilize the Harbison Street sewer, Be It Therefore

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy without payment the assessment in the amount of \$300.00 against Joseph C. Pelcz and Luella M. Pelcz, wife, V-20, at No. 2592 October Term, 1957, in the Court of Common Pleas of Allegheny County, with the costs if any, charged to the City of Pittsburgh.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 603.

## No. 289

Whereas, Certain property in the Sixth (6th), formerly Thirteenth (13th) Ward of the City of Pittsburgh, Pennsylvania, is owned by the Attorney General of the United States and Elizabeth Denny Gregg Brereton, et al; and

Whereas, The Attorney General of the United States and Elizabeth Denny Gregg Brereton, et al, have offered to transfer

their interests in the said property to the City of Pittsburgh in lieu of unpaid taxes, expenses of the transfers to be paid by the City of Pittsburgh; and

Whereas, The best interests of the City of Pittsburgh will be served by accepting deeds from the said owners; Now, Therefore,

Be It Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to accept, in lieu of unpaid taxes, deeds from the Attorney General of the United States; Elizabeth Denny Gregg Brereton; Commonwealth Real Estate Company, agent for Elizabeth Brereton, also known as Elizabeth Denny Gregg Brereton; Har-mar Denny Ker; Kate McKnight Freese and Soren Freese, her husband; Antonie Elizabeth Schoch and Karel Herman Schoch, her husband, for their interests in the said property in the Sixth (6th), formerly Thirteenth (13th) Ward of the City of Pittsburgh, more fully bounded and described as follows, to-wit:

All that certain lot or piece of ground situate in the Sixth (formerly Thirteenth) Ward, of the City of Pittsburgh, Allegheny County, Pennsylvania, bounded and described as follows, to-wit:—

Beginning at a point on the Westerly side of Marcella Street (formerly Mingo Street) 30 feet Northwardly from Ridgeway (formerly Arch) Street; thence Northwardly along said Marcella Street, 50 feet to line of Lot No. 4; thence Westwardly along said line of Lot No. 4, 120 feet to Rust Way; thence Southwardly along said Rust Way, 50 feet to the line of Lot No. 7; thence Eastwardly along said line of Lot No. 7, 120 feet to Marcella Street at the place of beginning;

Being Lots Nos. 5 and 6 in Block 10 in the Executors Revised Plan of the Denny Estate in the Thirteenth Ward, recorded in said Allegheny County in Plan Book Vol. 7, Page 17;

Being designated as Block 25-S, Lot 12, on the Records of the Deed Registry Office of Allegheny County

And Be It

Further Resolved, That upon the execution and delivery of deeds from the aforesaid parties, and upon approval thereof by the City Solicitor, Homer R.

Greene, Director of Lands and Buildings of the City of Pittsburgh, be and he hereby is authorized and directed to pay a sum not to exceed Three Hundred (\$300.00) Dollars out of Code Account No. 1361, for the payment of County and School taxes, notary fees, State, local and Federal transfer stamps and recording fees.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 603.

## No. 290

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John McC. Charles and Hazel A. Charles, 325 Ashton Street, Pittsburgh 7, Pa., in the sum of \$120.00 in full settlement of claim against the City of Pittsburgh for repairing leak on service line December 17, 1957, at above address found to be on City main and sidewalk damage; and charge same to Code Account No. 46, Judgments.

Passed July 18, 1958, by a two-thirds vote.

Approved July 23, 1958.

Resolution Book 14, Page 604.

## No. 291

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Henrietta S. Jones and George Ellis Jones, 239 Oakdale Avenue, Van Buren Point, Dunkirk, New York, R. D. No. 2, in the sum of \$196.00 in full settlement of claim against the City of Pittsburgh for sidewalk and curb at 73 Harwood Street damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed July 18, 1958, by a two-thirds vote.

Approved July 23, 1958.

Resolution Book 14, Page 605.

## No. 292

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thomas Kacsuta and Mary Kacsuta, 4024 Windsor Street, Pittsburgh 17, Pa., in the sum of \$160.00 in full settlement of claim against the City of Pittsburgh for sidewalk and curb at above address damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed July 18, 1958, by a two-thirds vote.

Approved July 23, 1958.

Resolution Book 14, Page 605.

## No. 293

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Shedd-Bartush Foods, Inc., 14401 Dexter Blvd., Detroit 38, Michigan, in the sum of \$772.26 in full settlement of claim against the City of Pittsburgh for tractor-trailer truck damaged September 23, 1957, at 34th and Butler Streets by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed July 18, 1958, by a two-thirds vote.

Approved July 23, 1958.

Resolution Book 14, Page 605.

## No. 294

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign the following warrants:

Western Psychiatric Institute & Clinic	\$1,676.00
Lloyd G. David, M.D.	40.00
Joseph Finegold, M.D.	105.00
Phillip J. Rosenthal, M.D.	75.00
Harry E. Feather, M.D.	5.00
Sidney A. Rosenburg, M.D.	10.00

Ernest Mercalde (reimbursement  
\$100 paid to Dr. Jos. Finegold  
and \$302.50 paid to Montefiore  
Hospital) ----- 402.50

Ernest Mercalde, an employee of the Bureau of Police, Department of Public Safety of the City of Pittsburgh, was injured while performing his duties for the City of Pittsburgh and still suffers the effects of said injuries.

This amount is chargeable and payable from Code Account No. 44-M, Workmen's Compensation.

Passed July 18, 1958, by a two-thirds vote.

Approved July 23, 1958.

Resolution Book 14, Page 606.

## No. 295

Whereas, Radio Station WCAE has offered the City of Pittsburgh, free of charge, a weekly half hour period for a period of 26 weeks, commencing August 2, 1958, for a Traffic Safety Education Program; and

Whereas, The Better Traffic Committee and the Division of Traffic Information request that this offer be accepted and that a Traffic Education program be sponsored and produced during this period under the direction of the Division of Traffic Information; and

Whereas, The talent for said program must be of a qualified and specialized nature so that the program will attain its maximum educational value and because of such, the talent service cannot be obtained by competitive bidding; Now, Therefore, Be It

Resolved, That the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to engage the services of a producer, two (2) announcers and an organizer, and such other personnel or services as may be needed from time to time to conduct this program; that all personnel engaged must meet the approval of the Director of the Department of Public Safety, and that the total sum of not over \$2,600.00 (Twenty-six

Hundred Dollars) be expended for this specialized service for these 26 broadcasts; and, Be It Further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the producer, the two (2) announcers, the Organizer, and such other personnel or services as needed for payment of the cost of said services, chargeable to and payable in the amount of not over \$2,600.00 (Twenty-six Hundred Dollars) from Code Account No. 1415, Adult Traffic Education.

Passed July 18, 1958, by a two-thirds vote.

Approved July 23, 1958.

Resolution Book 14, Page 606.

## No. 296

Whereas, The Pennsylvania Railroad Company is desirous of removing a steel and concrete footbridge located over tracks of said Railroad Company, known as their Duffs Branch and on line of Oregon Street between Stadium and Florien Streets, in the 20th Ward of the City of Pittsburgh; and

Whereas, The condition of the said bridge has deteriorated to the extent that the City and Railroad Company have closed and barricaded it; and

Whereas, It is the opinion of the Department of Public Works in conjunction with the Department of City Planning and Public Safety, that the continuation of pedestrian use of the said footbridge is no longer necessary;

Therefore, Be It

Resolved, That the Mayor and Director of the Department of Public Works be and they are hereby authorized and directed for and in behalf of the City of Pittsburgh to grant the Pennsylvania Railroad Company, its successors and assigns, the right to remove the steel and concrete footbridge and appurtenances over the tracks of the said Railroad Company on the line of Oregon Street between Stadium and Florien Streets, 20th Ward, at the Company's sole expense, together with the right to use

or dispose of materials taken from said bridge and appurtenances on condition that the Railroad Company agree to hold the City harmless from all claims for damage arising from removal of said bridge and without obligating the Railroad Company to replace the bridge.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 607.

## No. 297

Whereas, The Oliver Tyrone, Inc., major owners of real estate abutting both sides of Oliver Avenue between Wood Street and Liberty Avenue, have requested permission to install ornamental gas lights along both curbs in the said block in order to create a different shopping atmosphere by such installations; and,

Whereas, The City Planning Commission and the Art Commission of the City of Pittsburgh have both approved the requested installations;

Now, Therefore, Be It Resolved that the Oliver Tyrone, Inc., be granted permission to install and maintain fourteen (14) ornamental gas lamps on Oliver Avenue between Wood Street and Liberty Avenue, at their own cost and expense and subject to the approval of the Director of the Department of Public Works, and with the following provision:

1. That should the installation become objectionable, the gas lamps shall be removed within six (6) months notice upon resolution of Council.

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 607.

## No. 298

Whereas, The late Charles F. Dinan, a lifelong resident of the 10th Ward, who was a Council member of the City of Pittsburgh for more than six years during which he served as Chairman of

the Committee on Parks, Recreation and Libraries for more than four years and during that time was instrumental in providing parks and recreational facilities for his community.

Therefore, Be It

Resolved, That the City of Pittsburgh does hereby officially designate what is now known as the Sunnyside Playground situated east of Hawthorne Street, south of Farmington Street and north of the Sunnyside School, as the "Charles F. Dinan Memorial Playground."

Passed July 18, 1958.

Approved July 23, 1958.

Resolution Book 14, Page 608.

## No. 299

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Anthony Patton, employed as a Valve and Hydrant Repairman in the Department of Water in the amount of \$50.56, payable from Code Account No. 1775. Being compensation for the period of time devoted to attending the 40th Annual American Legion Convention in Philadelphia, Pa., from July 23 to 26, 1958, inclusive. Permission was granted by the Committee on Finance, June 15, 1958.

Passed August 19, 1958, by a two-thirds vote.

Approved August 20, 1958.

Resolution Book 14, Page 608.

## No. 300

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$112.00 in settlement of delinquent metered water charges billed the property of Martin and Agnes M. Noone, 5106 Penn Avenue, 8th Ward, for the 3rd and 4th quarters of 1955, the years 1956 and 1957, and the 1st and 2nd quarters of the year 1958.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 609.

## No. 301

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of County of Allegheny, Department of Law, 405 County Office Bldg., Pittsburgh 19, Pa., in the sum of \$322.37 in full settlement of claim against the City of Pittsburgh for floodlights in Liberty Tunnel damaged January 21, 1958, by Bureau of Refuse truck and charge same to Code Account No. 46, Judgments.

Passed August 19, 1958, by a two-thirds vote.

Approved August 20, 1958.

Resolution Book 14, Page 609.

## No. 302

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Victor H. Gerdes and Westchester Fire Insurance Company, c/o Kenneth P. Christman, Esq., 304 Ross Street, Pittsburgh 19, Pa., in the sum of \$116.23 in full settlement of claim against the City of Pittsburgh for car damaged December 25, 1957 on Vinial Street; and charge same to Code Account No. 46, Judgments.

Passed August 19, 1958, by a two-thirds vote.

Approved August 20, 1958.

Resolution Book 14, Page 609.

## No. 303

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of A. Parente & Sons Co., 1108 Heberton Street, Pittsburgh 6, Pa., in the sum of \$105.00 in full settlement of claim against the City of Pittsburgh for truck damaged May 5, 1958, by angle iron abutting city-owned property at 1153 Lincoln Avenue; and charge same to Code Account No. 46, Judgments.

Passed August 19, 1958, by a two-thirds vote.

Approved August 20, 1958.

Resolution Book 14, Page 609.

## No. 304

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following:

George W. Jarrett, City Treasurer's Office, Amount \$53.42. Payable from Code Account 1060.

Department of Public Safety, Bureau of Police: Louis Cardell, \$56.45; Richard Jantz, \$62.10; Andrew A. Mammarella, \$56.45. Payable from Code Account 1443.

Bureau of Fire: Paul McCue, \$66.61. Payable from Code Account 1461.

Being compensation for the period of time devoted to attending the State Encampment of the Veterans of Foreign Wars of the United States in Pittsburgh, Pa., from July 10 to 13, 1958, inclusive. Permission was granted by the Committee on Finance, June 24, 1958.

Passed August 19, 1958, by a two-thirds vote.

Approved August 20, 1958.

Resolution Book 14, Page 610.

## No. 305

Whereas, The United States Government advanced Two Thousand Two Hundred Sixty-Five and 18/100 (\$2,265.18) Dollars to the City of Pittsburgh for the preparation of plans for Post War Construction projects; and

Whereas, Under the agreement of advancement, the City was required to complete plans and return monies without interest when the City begins construction work; and

Whereas, The City of Pittsburgh has completed plans for repaving Murray Avenue from Forbes Avenue to Phillips Avenue and desires to return funds advanced; Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrant in favor of the United States of America, Housing and Home Finance Agency in the sum of Two Thousand Two Hundred Sixty-Five and 18/100 (\$2,265.18) Dollars, chargeable to and payable from Bond Fund No. 193-302.

Passed August 19, 1958, by a two-thirds vote.

Approved August 20, 1958.

Resolution Book 14, Page 610.

## No. 306

Whereas, Robt. G. Jackson and Eleanor C. Jackson, his wife, have offered to give to the City of Pittsburgh for playground purposes a lot on Onondago Street, 14th Ward, known as Lot No. 26 in "Ye Old Swissvale Farme, Addition No. 1" and to that end have tendered a deed, dated July 10, 1958, conveying the said lot to the City of Pittsburgh for playground purposes and stipulating that it be developed for playground use within two (2) years; otherwise it will revert to Robt G. Jackson and his heirs and assigns; and

Whereas, The acquisition of this lot will contribute much to the recreational program and facilities of the City of Pittsburgh, Now, Therefore,

Be It Resolved, That the City of Pittsburgh does hereby accept the deed of Robt. G. Jackson and Eleanor C. Jackson, his wife, dated July 10, 1958, conveying to the City of Pittsburgh for playground purposes the following described property:

All that certain lot or piece of ground situate in the fourteenth Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, being Lot No. 26 in "Ye Olde Swissvale Farme, Addition No. 1," of record in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Vol 60, Pages 85 to 87, inclusive, more particularly bounded and described as follows, to wit:

Beginning at a point on the Northerly side of Onondago Street, at the line dividing Lots Nos. 26 and 25 in said Plan;

thence along the line of Onondago Street, South 60° 13' 18" East, a distance of 190 feet to a point; thence by an arc of a circle curving to the left and having a radius of 10.27 feet, an arc distance of 15.86 feet to a point on the Westerly line of Nightingale Way; thence by the Westerly line of Nightingale Way, North 31° 16' 56" East, a distance of 229.32 feet to a point on the line dividing Lots Nos. 1, 2 and 3 from Lot No. 26 in said Plan; thence by said last mentioned dividing line, North 58° 43' 04" West, a distance of 204.65 feet to a point on the line dividing Lots Nos. 4 and 26 in said Plan; thence by said last mentioned dividing line, South 31° 16' 56" West, a distance of 64.65 feet to a point on the line dividing Lots Nos. 26 and 25 in said Plan; thence continuing along the dividing lines of Lots Nos. 26 and 25 in said Plan, South 29° 46' 42" West, a distance of 179.98 feet to a point on the Northerly side of Onondago Street, the point at the place of beginning.

Subject to the Protective Covenants, executed by Robt. G. Jackson, et ux. and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Vol. 3530, Page 174.

Subject to a twenty (20) foot building line on Onondago Street as set forth in the Protective Covenants above referred to.

Being Block 129 H, Lot 350, in the Lot and Block System of the Deed Registry Office of Allegheny County, Pennsylvania.

Being part of the same property which the Colfax Land Company, Limited, by its deed, dated the 15th day of September, 1928, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Vol. 2368, Page 324, granted and conveyed to Robt. G. Jackson, one of the parties of the first part hereto.

That the City Solicitor be and he is hereby directed to have the said deed recorded in the Office of the Recorder of Deeds of Allegheny County; and Be It Further

Resolved, That the Council of the City of Pittsburgh, on behalf of the government and the people of the City of Pittsburgh does hereby express gratitude to Mr. and Mrs. Robt. G. Jackson for this, their contribution to the public welfare.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 611.

## No. 307

Whereas, Robert Arensberg and Catherine F. Arensberg, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Keystone Development and Home Building Co., for the sum of \$175.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x100 Fernhill Street No. 560, Paul Place Plan, Plan Book Volume 21, Page 156.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 612.

## No. 308

Whereas, Joseph H. Bliss has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from Pittsburgh Building Interests, Inc., for the sum of \$1,500.00, and described as follows:

32nd Ward, Pittsburgh, Lot 37.6 x avg. 141.34 Wayside Street No. 126 and part No. 125, Lot 25 x avg. 135.78 Wayside Street No. 127, Lot 25 x avg. 132.02 Wayside Street No. 128, Lot 25 x avg. 128.29 Wayside Street No. 129, Block 95-K, Lot 144, Inglewood Gardens Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 612.

## No. 309

Whereas, James B. Bolden and Ardella Bolden, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Lucinda McB. Harvey and James R. Whiteford, for the sum of \$900.00, and described as follows:

13th Ward, Pittsburgh, two lots 30x120 each Singer Place Nos. 46 and 47, Lot 30.96x120 Singer Place No. 48; Warmcastle, Nimick Terrace Plan, Plan Book Volume 13, Page 74.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 613.

## No. 310

Whereas, Frederick A. Brown and Nelma Ruth Brown, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-

owned property acquired at tax sale on June 5, 1950, from George C. Chartener, for the sum of \$600.00, and described as follows:

32nd Ward, Pittsburgh, Lot 35x100 Lucina Avenue, part of Lot No. 779 and all of 780, Overbrook Plan, Plan Book Volume 25, Page 32.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 613.

## No. 311

Whereas, Val P. Campbell and Mathilda F. Campbell, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Jennie S. and W. J. Dible, for the sum of \$500.00, and described as follows:

28th Ward, Pittsburgh, Lot 50x100 in all Valora Street Nos. 191 and 192; Block 18-A, Lot 238.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 614.

## No. 312

Whereas, John Cloffi and Harriet Cloffi, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on M. L. D. No. 282 April Term, 1924, from Amella Thomas, for the sum of \$500.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x100 Rutherford Avenue corner of Wentworth No. 369, West Liberty 5th Plan; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Rutherford and Wentworth Avenues, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and the Act of May 21, 1937, P. L. 787, as amended.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 614.

## No. 313

Whereas, Howard J. Dulavitch and Rose M. Dulavitch, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from Joseph M. and Margaret R. Allen, for the sum of \$700.00, and described as follows:

19th Ward, Pittsburgh, Lot 40.42 x avg. 177.34x7.44 rear Barbadoes Street No. 555, Brookline 4th Plan, Block 96-N, Lot 274.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court pro-



ceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 614.

## No. 314

Whereas, John S. Ferretti and Sophie Ferretti, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from Rudolph F. Reier and on June 5, 1944, from George T. Roberts, for the sum of \$1,650.00, and described as follows:

28th Ward, Pittsburgh, two lots 30x110 each Berry Street Nos. 71 and 72, Lot 42.2x110x36.3 Berry Street No. 73, Ideal 1st Plan, Plan Book Volume 19, Page 126.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 615.

## No. 315

Whereas, Dennis J. Hagan and Frances R. Hagan, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Mary Finn, for the sum of \$400.00, and described as follows:

19th Ward, Pittsburgh, Lot 25x100 Edith Street between Greenleaf and Well No. 275, Shaler Place Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 615.

## No. 316

Whereas, Dan E. Hindmarch and Miriam P. Hindmarch, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Fred R. and Lillian H. Braun, Jr., for the sum of \$500.00, and described as follows:

19th Ward, Pittsburgh, Lot 30 x avg. 133.44x37.26 rear Coast Avenue No. 531, West Liberty 2nd Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 616.

## No. 317

Whereas, Walter Kremin and Olga Kremin, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4,

1956, from George Hausbeck Estate, for the sum of \$800.00, and described as follows:

20th Ward, Pittsburgh, Lot 50x100 in all Haas Avenue Nos. 2 and 3; Block 71-L, Lot 240.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 616.

## No. 318

Whereas, Leo Krupski and Matilda Krupski, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from Sander R. Feldman et al, and on June 1, 1953, from John L. Crawford, for the sum of \$2,500.00, and described as follows:

26th Ward, Pittsburgh, Lot 25x127 Dunlap Street No. 70, Lot 25 x avg. 128 Dunlap Street, No. 71, 2½ story frame house No. 119, Block 116-J, Lot 116; W. E. Stewart's Plan, Plan Book Volume 10, Page 74.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 616.

## No. 319

Whereas, Joseph A. Laboon and Cella F. Laboon, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Michael J. McBride, for the sum of \$400.00, and described as follows:

19th Ward, Pittsburgh, Lot 35 x avg. 110.39 Texdale Avenue No. 9, Wilhelm Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 617.

## No. 320

Whereas, Daniel J. Mulvihill and Ella M. Mulvihill, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from August Schermoxnist, for the sum of \$250.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Warriors Road No. 858, Westwood Plan, Plan Book Volume 20, Page 52.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 617.

## No. 321

Whereas, William L. Reid and Rubby Reid, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Lillian McGeagh Roberts, Mabel McGeagh Shipley and Grant B. Shipley (husband), for the sum of \$550.00, and described as follows:

20th Ward, Pittsburgh, Lot 53x100 Elopia Street No. 100.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 618.

## No. 322

Whereas, John Revak and Julia S. Revak, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 3, 1946, from Harry and Margaret H. Erfley, for the sum of \$300.00, and described as follows:

32nd Ward, Pittsburgh, Lot 25x110 Bernard Street, part No. 343, Overbrook Ter. Plan, Plan Book Volume 28, Pages 124 and 125.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is here-

by authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 618.

## No. 323

Whereas, Francis J. Smith and Dora A. Smith, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from John Schacker, for the sum of \$1,000.00, and described as follows:

19th Ward, Pittsburgh, Lot 64x183.5x 72 rear in all Fingal Street through to Republic No. 22, part No. 23, Shaler Plan, Block 3; Block 6-K, Lot 97.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 619.

## No. 324

Whereas, Richard A. Smith and Nancy H. Smith, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 6, 1955, from Frank Gauzza, with notice to Elizabeth Gauzza (wife), for the sum of \$3,500.00, and described as follows:

20th Ward, Pittsburgh, Lot 63.83x100x 57.33 rear, Nakomis Street, part No. 9 and Lot No. 10, two story frame house No. 1331, Block 71-S, Lot 146.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 619.

## No. 325

Whereas, Charles S. Stewart and Loretta M. Stewart, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Hannah Carey, for the sum of \$375.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Hyde Street No. 226, Block 40-R, Lot 123.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 619.

## No. 326

Whereas, Bernard J. Timm and Virginia A. Timm, his wife, have submitted

a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, from W. J. Beckfield, for the sum of \$200.00, and described as follows:

26th Ward, Pittsburgh, Lot 25x90 Donora Street No. 18, Beckfield and Rieger Plan, Plan Book 16, Page 44.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 620.

## No. 327

Resolved, That the Mayor and the Director of the Department of Lands and Buildings, on behalf of the City of Pittsburgh, is hereby authorized and directed to join with the School District of Pittsburgh on the one part, and the Catholic Institute of Pittsburgh on the other part, in separate agreements for the sale of 10-2/3 acres of land more or less, located in the 19th Ward, east of Pioneer Avenue, and between Chrysler Street and the Moore Playground, for an agreed sum of One Thousand (\$1,000.00) Dollars per acre, and upon receipt of the sum set forth in the agreement, to execute and deliver a special warranty Deed for the interest of the City of Pittsburgh in the said property.

Be It Further Resolved, That the Catholic Institute of Pittsburgh, will assume the responsibility of attempting to have exonerated, any existing tax liens that may be on record against the said property, and that if a good and marketable title cannot be conveyed, the terms of the contract will be considered nullified and the agreement of sale terminated.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 620.

## No. 328

Whereas, Allen B. McDonald and Catherine S. McDonald, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Lila L. Bailey, for the sum of \$425.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Harris Avenue No. 273, West Pittsburgh Terrace Plan, Plan Book Volume 18, Page 192.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 621.

## No. 329

Whereas, Fred A. Simmen and Mildred G. Simmen, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from John A. Taiclet, for the sum of \$375.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Brett Street No. 181, West Pittsburgh Terrace Plan, Plan Book Volume 18, Page 192.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition

the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed August 19, 1958.

Approved August 20, 1958.

Resolution Book 14, Page 621.

## No. 330

Whereas, The South Pittsburgh Water Company on August 29, 1958, filed a tariff supplement with the Pennsylvania Public Utility Commission providing for a general increase in water rates of fifteen (15) per cent, to become effective November 1, 1958, and to be applicable both to service inside and outside the City of Pittsburgh; and

Whereas, The proposed increase will result in a considerable increase in the cost of water service within the City of Pittsburgh; and

Whereas, It appears that the proposed increase is unreasonable, discriminatory and unlawful; Now, Therefore, Be It

Resolved, That the Council of the City of Pittsburgh does hereby direct the City Solicitor to take immediately the necessary legal steps to prevent the proposed increase from going into effect, and authorizes the Department of Law to procure the assistance of expert witnesses and to oppose the increase in rates before the Public Utility Commission and the courts.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 622.

## No. 331

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Elizabeth J. Brown, 3726 McClure Avenue, Pittsburgh

12, Pa., in the sum of \$104.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed September 9, 1958, by a two-thirds vote.

Approved September 19, 1958.

Resolution Book 14, Page 622.

## No. 332

Whereas, At M. L. D. No. 2 April Term 1956, a lien in the face amount of \$320.59 was filed against Ray V. Morgan, with notice to Edwin J. Morgan for the assessment for a sewer on Lynnbrook Avenue in 19th Ward; and

Whereas, Doubt exists as to the correctness of the amount of said lien due to a depreciation in value of the property; and

Whereas, The owners have offered to pay the face amount of said lien and acceptance of said offer seems in the best interest of the City of Pittsburgh; Therefore

### Be It Resolved

That the City Solicitor be and he is hereby authorized and directed to satisfy the lien at M. L. D. No. 2, April Term 1956 against Ray V. Morgan with notice to Edwin J. Morgan upon payment by the owners of \$106.87 on or before November 1, 1958; \$106.86 on or before December 1, 1958 and the final payment of \$106.86 on or before January 1, 1959, without interest and with the costs charged to the City of Pittsburgh.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 622.

## No. 333

Whereas, Norbert B. Counahan and Elizabeth B. Counahan, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on

June 7, 1948, from Robert F. Blair and Robert M. Blair, for the sum of \$400.00, and described as follows:

27th Ward, Pittsburgh, Lot 39 x avg. 90x87.02 rear Corona Street between Brighton and End. Simen Place Plan, G. D. Simen, Plan Book Volume 19, Page 14. Lot 40x114x44.87 Corona bet. Brighton and End. Simen Place Plan. G. D. Simen, Plan Book Volume 19, Page 14.

### Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 623.

## No. 334

Whereas, Nicholas L. DiNunzio has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on M. L. D. No. 88 September Term, 1903, from I. R. Meltzer or Mettger, for the sum of \$250.00, and described as follows:

13th \*Ward, Pittsburgh, Lot 25x100 Lawndale Street No. 42, S. R. Rush's Plan, Plan Book Volume 13, Page 185.

### Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act of May 21, 1937, P. L. 787, as amended.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 623.

## No. 335

Whereas, Nicholas L. DiNunzio has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 7, 1948, from Margaret Ballou McCrum and Thomas Mulvaney and on June 5, 1950, from Edwin P. Jones, for the sum of \$500.00, and described as follows:

13th Ward, Pittsburgh, two lots 25x100 each Lawndale Street Nos. 43 and 44, S. R. Rush's Plan, Plan Book Volume 13, Page 185; reserving therefrom for street purposes a portion of Lot No. 44 at the intersection of Lawndale and Ferndale Streets, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of Lot No. 44 at the intersection of Ferndale Street and Roth Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 624.

## No. 336

Whereas, Thomas Folino has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Benjamin A. Wilson and D. George A. Harshberger, for the sum of \$1,200.00, and described as follows:

19th Ward, Pittsburgh, two lots 30x100 each Rutherford Avenue Nos. 347 and 348, West Liberty 2nd Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantee, for himself, his heirs and assigns, covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action re-establish the grade of Rutherford Avenue."

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 624.

## No. 337

Whereas, Mary E. Hessler has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from Charles Merchant, and on July 5, 1949, from Charles Anderson Estate, for the sum of \$900.00, and described as follows:

5th Ward, Pittsburgh, Lot 24x101.07 Horton Street between Centre Avenue and Wylie Avenue No. 6, Lot 24x101.6 Horton Street between Center and Wylie Avenue No. 7, William A. Boothe Plan, Plan Book Volume 13, Page 169.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 625.

## No. 338

Whereas, John L. Kinsey and Eleana G. Kinsey, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 7, 1948, from F. J. H. Balman and H. Longdon and Sons, and on June 5, 1950, from Upper Ten Mile Church, for the sum of \$750.00, and described as follows:

13th Ward, Pittsburgh, three lots 25x100 each Lawndale Street Nos. 22, 23 and 24, Rush Plan, Plan Book Volume 13, Page 185.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 625.

## No. 339

Whereas, Jennie Marie Paulo has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from John W. Eble, for the sum of \$400.00, and described as follows:

15th Ward, Pittsburgh, Lot 22.39x25.88 rear Montclair Street No. 32, Kishon Plan No. 2, Plan Book Volume 16, Page 167; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Montclair and Frank Streets, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said lot at the intersection of Frank Street and Exeter Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is here-

by authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 626.

## No. 340

Whereas, George H. Rock, Sr., and Emily V. Rock, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Mary C. Flaus, for the sum of \$350.00, and described as follows:

16th Ward, Pittsburgh, Lot 33x100 in all Parkwood Road, parts Nos. 97 and 99; Block 13-N, Lot 237.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 626.

## No. 341

Whereas, Edward F. Shaginaw and Gertrude D. Shaginaw, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from R. J. Omslaer, for the sum of \$1,200.00, and described as follows:



26th Ward, Pittsburgh, Lot 84x102.8 in all Leland Avenue Nos. 46, 47, 48, 49 and part of No. 45; Block 77-N, Lot 199.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 627.

## No. 342

Whereas, George R. Sondecker, Jr., and Idell E. Sondecker, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 3, 1946, from A. W. Bahr, for the sum of \$1,000.00, and described as follows:

14th Ward, Pittsburgh, Lot 57x72.01x64.02 rear Forward Avenue No. 61, Park Edge Acres Plan, Plan Book Volume 32, Page 91.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 627.

## No. 343

Resolved, That the Mayor be and he is hereby authorized and directed to exe-

cute and deliver a deed conveying to George R. Sondecker, Jr., and Idell E. Sondecker, his wife, for the sum of \$300.00, all the right, title and interest of the City, including release of all municipal claims and City taxes, in and to the following described property:

All that certain lot or piece of ground situate in the 14th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 62 on Forward Avenue in the Park Edge Acres Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 32, Page 91.

Being designated in the Deed Registry Office of Allegheny County as Block 128-J, Lot 190.

Being the same property which Frank I. Gollmar, Sheriff, by his deed dated May 18, 1935, and recorded in the Recorder's Office of Allegheny County in Deed Book Volume 2548, Page 343, granted and conveyed unto the City of Pittsburgh, grantor herein.

Provided, That the balance of the purchase price, namely \$200.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 627.

## No. 344

Whereas, At City Treasurer's Sale No. 597 of 1956, the City acquired the property of John Smith, located in the 27th Ward, described as—Lot 24x100 Blson Street No. 40, Block 75-K, Lot 45, and

Whereas, The Allegheny County Sanitary Authority was entitled to take possession of the above described property on May 17, 1956, by virtue of its filing of its bond for condemnation in the sum of \$1200.00 in the Office of the Prothonotary of Allegheny County, and after its approval by Honorable Judge Montgomery on May 17, 1956, at No.

1886 July Term 1956. The Board of Viewers on April 2, 1958, awarded the sum of \$900.00.

Therefore, Since the above property was taken by the City of Pittsburgh, in error, Be It Resolved,

That the Mayor is hereby authorized and directed to execute and deliver a quit claim Deed to Allegheny County Sanitary Authority for the property acquired at City Treasurer's Sale No. 597 of 1956.

Passed September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 628.

## No. 345

Whereas, The City of Pittsburgh will mark the 200th anniversary of its establishment with its Bicentennial Celebration beginning November 27, 1958, and continue through 1959; and

Whereas, Pittsburgh's Bicentennial will provide not only the pageantry which normally highlights such civic observances, but also a showcase for industry, commerce, natural resources and civic assets which have combined to earn for Pittsburgh the designation "Renaissance City of America"; and

Whereas, During the Bicentennial, the many attractions which have made Pittsburgh a good place in which to live and work—its people, its rugged beauty, its energy, its cultural opportunities, its civic pride—will be enhanced by an appealing program of special events which will make a visit to Pittsburgh a rewarding experience; and

Whereas, Pittsburgh, long noted as a friendly city, where the welcome mat is always out for visitors, will be pleased to have guests from other cities and states, as well as foreign countries join with us on this historic occasion; Now, Therefore, Be It

Resolved, That the Mayor and the Council of the City of Pittsburgh do hereby express their sincere appreciation to all those who are working long and hard to prepare this Bicentennial Celebration, and extend an official in-

itation to our fellow Pennsylvanians and Americans and to the citizens of the many nations which Pittsburghers revere as ancestral homes, to share Pittsburgh's beauty, hospitality and progress during the Bicentennial Year.

Read and adopted September 9, 1958.

Approved September 19, 1958.

Resolution Book 14, Page 628.

## No. 346

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant, in favor of the South Pittsburgh Water Company in the amount of \$240.00, being the amount presently assessed against the Housing Authority of the City of Pittsburgh for fire service charges at the former Chartiers Veterans Housing site, being the fire service charge assessed pursuant to the contract between the City of Pittsburgh and the South Pittsburgh Water Company, and charge the same to Code Account No. 1783, Miscellaneous Services, Distribution Division, Department of Water.

Passed September 22, 1958, by a two-thirds vote.

Approved September 29, 1958.

Resolution Book 14, Page 629.

## No. 347

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Walter Farrell, 165 Kendal Avenue, Pittsburgh 2, Pa., in the sum of \$150.00 in full settlement of claim against the City of Pittsburgh for car damaged June 3, 1958, at 29th Street and Spruce Way by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed September 22, 1958, by a two-thirds vote.

Approved September 29, 1958.

Resolution Book 14, Page 629.

## No. 348

Whereas, Nathan Campbell and Mazie Campbell, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired from Martha M. Boehm by Sheriff's deed on M. L. D. No. 12 April Term, 1920, for the sum of \$400.00, and described as follows:

13th Ward, Pittsburgh, Lot 25x87 Upland Street No. 134 Oakhurst Plan, Plan Book Volume 20, Page 4.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and the Act of May 21, 1937, P. L. 787, as amended.

Passed September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 630.

## No. 349

Whereas, David H. Gross and Joan Y. Gross, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, from Franklin A. West Etux., for the sum of \$1,200.00, and described as follows:

11th Ward, Pittsburgh, Lot 43x140 N. Aiken Avenue between Stanton and Black, Deed Book Volume 2448, Page 253.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 630.

## No. 350

Whereas, Leo J. Hendrick and Frances A. Hendrick, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from James S. Douthill, for the sum of \$350.00, and described as follows:

28th Ward, Pittsburgh, Lot 26x148.73 Clarkton Street near Wind Gap Road No. 40, Garden Place Plan; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Clarkton Street and Pinney Way, having a radius of 10 feet, and also reserving therefrom for street purposes a portion of said lot at the intersection of Pinney Way and Pinney Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 631.

## No. 351

Whereas, Lucy Henry has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Hanna May McNulty, for the sum of \$300.00, and described as follows:

26th Ward, Pittsburgh, Lot 20x102.80  
Shelton Street No. 30 Mayfield Plan,  
Plan Book Volume 12, Page 186.

Therefore, Be It

Resolved, That the Office of Solicitor  
for City and School Tax Liens is here-  
by authorized and directed to petition  
the Court of Common Pleas for the sale  
of the aforesaid property in accordance  
with the aforesaid proposal and Act No.  
514 of 1947. The cost of Court pro-  
ceedings to be paid from Trust Fund,  
D. T. W. L., and repaid to said fund  
from the sale price.

Passed September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 631.

## No. 352

Whereas, William Robison and Hilda  
Robison, his wife, have submitted a  
proposal to the Department of Lands  
and Buildings to purchase City-owned  
property acquired at tax sales on June 5,  
1950, from Waynesburg College and Mary  
Minnie DiBease or DiBlase, on July 5,  
1949, from Ann Jane Patterson, and on  
June 7, 1948, from Malcolm B. Har-  
grave Trustee for Rebecca Grazer Es-  
tate and James and Mary Minnie Di-  
Blase, for the sum of \$2,100.00, and de-  
scribed as follows:

13th Ward, Pittsburgh 12 lots 25x110  
each Rolfe Street Nos. 233, 234, 235, 236,  
237, 238, 241, 243, 244, 247 and 248,  
Perchment Addition Plan, Plan Book  
Volume 13, Pages 108 and 109.

Therefore, Be It

Resolved, That the Office of Solicitor  
for City and School Tax Liens is here-  
by authorized and directed to petition  
the Court of Common Pleas for the  
sale of the aforesaid property in accord-  
ance with the aforesaid proposal and Act  
No. 514 of 1947. The cost of Court pro-  
ceedings to be paid from Trust Fund,  
D. T. W. L., and repaid to said fund  
from the sale price; and Be It Further

Resolved, That the deed shall contain  
the following provision:

"The grantees, for themselves, their  
heirs and assigns, hereby covenant and  
agree that no claim for damages shall  
be made against the City of Pittsburgh  
should the City by proper action im-  
prove Rolfe Street to the established  
grade and to the cuts or fills resulting  
therefrom."

Passed September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 631.

## No. 353

Whereas, William Russell and Pearl  
Russell, his wife, have submitted a pro-  
posal to the Department of Lands and  
Buildings to purchase City-owned prop-  
erty acquired by Sheriff's deed from  
Samuel S. Robertson on D. T. D. 262  
December Term 1897, for the sum of  
\$400.00, and described as follows:

5th Ward, Pittsburgh, Lot 20x120  
Somers Street No. 20, Reis and Berger's  
Plan.

Therefore, Be It

Resolved, That the Office of Solicitor  
for City and School Tax Liens is here-  
by authorized and directed to petition  
the Court of Common Pleas for the sale  
of the aforesaid property in accordance  
with the aforesaid proposal and Act No.  
514 of 1947. The cost of Court pro-  
ceedings to be paid from Trust Fund,  
D. T. W. L., and repaid to said fund  
from the sale price.

Passed September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 632.

## No. 354

Whereas, Robert J. Vitale and Eleanor  
E. Vitale, his wife, have submitted a  
proposal to the Department of Lands  
and Buildings to purchase City-owned  
property acquired at tax sale on June 5,  
1944, from Harry C. Niehaus, for the  
sum of \$300.00, and described as fol-  
lows:

28th Ward, Pittsburgh, Lot 25x100  
Brett Street No. 173, West Pittsburgh  
Terrace Plan, Plan Book Volume 18, Page  
192.

Therefore, Be It

Resolved, That the Office of Solicitor  
for City and School Tax Liens is here-  
by authorized and directed to petition  
the Court of Common Pleas for the sale  
of the aforesaid property in accordance  
with the aforesaid proposal and Act No.  
514 of 1947. The cost of Court pro-  
ceedings to be paid from Trust Fund,  
D. T. W. L., and repaid to said fund  
from the sale price.

Passed September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 632.

## No. 355

Whereas, Lawrence B. Woshner has  
submitted a proposal to the Department  
of Lands and Buildings to purchase City-  
owned property acquired at tax sales  
on June 3, 1946, from M. F. W. Wilkin-  
son, and on July 5, 1949, from David  
M. Harrison, for the sum of \$1,375.00,  
and described as follows:

32nd Ward, Pittsburgh, two lots 25x  
120 each Fairland Street Nos. 86 and 87,  
Inglewood Gardens Plan, Plan Book Vol-  
ume 30, Page 118; reserving therefrom for  
street purposes a portion of Lot No. 86  
at the intersection of Fairland and Way-  
side Streets, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor  
for City and School Tax Liens is here-  
by authorized and directed to petition  
the Court of Common Pleas for the sale  
of the aforesaid property in accordance  
with the aforesaid proposal and Act No.  
514, of 1947. The cost of Court pro-  
ceedings to be paid from Trust Fund,  
D. T. W. L., and repaid to said fund  
from the sale price.

Passed September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 633.

## No. 356

Herman Peter Eberharharter, age 66,  
passed on in Washington, D. C., on Sep-  
tember 9, 1958.

Mr. Eberharter was born in Pittsburgh  
April 29, 1892, of a humble family. He  
attended grade and high schools in his  
native city, and graduated from Du-  
quesne University's Law School in 1925.  
He was a member of the Bar Association  
of Allegheny County, and became a mem-  
ber of the House of Representatives of  
the Commonwealth of Pennsylvania dur-  
ing the sessions of 1935 and 1937. Later  
he was elected to the House of Repre-  
sentatives of the Congress of the United  
States, and served in that capacity until  
the time of his death.

He was a high-ranking member of the  
House Ways and Means Committee, the  
tax-writing body, and supported all so-  
cial legislation which he felt would bene-  
fit the citizens of this country. By his  
splendid achievements in Congress, he  
made an enviable record, and was hon-  
ored and respected by his colleagues.

The nation, his native state and city  
will miss his wise counsel, his devotion  
to public duty, his personal warmth and  
understanding of the problems he had  
to consider and act upon.

Therefore, the Mayor and the members  
of Council of the City of Pittsburgh  
hereby express to his family their deep-  
est sympathy, and that this resolution  
be spread upon the minutes of this  
meeting and a copy thereof be forwarded  
to them.

Read and adopted September 22, 1958.

Approved September 29, 1958.

Resolution Book 14, Page 633.

## No. 357

Whereas, Stephen J. Cannon has sub-  
mitted a proposal to the Department of  
Lands and Buildings to purchase City-  
owned property acquired at tax sale on  
June 5, 1950, from Charles H. McCorm-  
ick, for the sum of \$550.00, and de-  
scribed as follows:

19th Ward, Pittsburgh, Lot 35x120 Wolford Street corner Berwin Avenue No. 1115, Brookline 2nd Plan, Plan Book Volume 23, Page 34; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Wolford Street and Berwin Avenue, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action establish or reestablish the grade of Berwin Avenue."

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 634.

## No. 358

Whereas, Pete Dacoros and Margaret D. Dacoros, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Keystone Development and Home Building Co., for the sum of \$750.00, and described as follows:

19th Ward, Pittsburgh, Irregular lot 78.57x100x2.15 rear Fernhill Street No. 493, Lot 30x100 Fernhill Street No. 494, Paul Place Plan, Plan Book Volume 21, Pages 156 and 157; reserving therefrom for street purposes a portion of the aforesaid lots at the intersection of Fernhill and Ferncliff Avenues, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said lots at the intersection of Ferncliff Avenue and Sultan Way having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L. and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 634.

## No. 359

Whereas, Paul E. Fulmer has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 3, 1946, from Harry J. Smith et ux and Sophia Hecht, for the sum of \$500.00, and described as follows:

32nd Ward, Pittsburgh, Lot 25 x avg. 113.2 Dartmore Avenue No. 165, Lot 25 x avg. 112.58 Dartmore Avenue No. 166, Oakleigh Plan, Plan Book Volume 24, Pages 148 and 149.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 635.

## No. 360

Whereas, James J. Hagan has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on

June 4, 1956, from Jacob Dietrich, Theresa Geiger, Louis Dietrich, Lena Hebling, Emma Kirschnner, Peter Dietrich, Clara Bauer, Leander Dietrich and Henry Dietrich, 1/9th interest each, for the sum of \$2,500.00, and described as follows:

26th Ward, Pittsburgh, Lot 141x100 Grizella Street, Block 162-S, Lot 333.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 635.

## No. 361

Whereas, Billy N. Headland and Margaret J. Headland, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from B. J. H. and Mary B. Carnegie, for the sum of \$400.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x100 Seward Street between Rutledge and Greenleaf Pts. Nos. 67 and 68, Clarence Shaler Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 636.

## No. 362

Whereas, Joseph Kane has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Beatrice Bentley, for the sum of \$500.00, and described as follows:

10th Ward, Pittsburgh, Triangular lot 140x93x83 Christopher (Camelia) Street.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 636.

## No. 363

Whereas, Joseph J. Perri has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Paul Childs, with notice to Ray N. Romah, for the sum of \$300.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x93 Keever Avenue No. 412, Block 40-R, Lot 184.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 637.

## No. 364

Whereas, Anna Quattrocchi has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Hanna May McNulty, for the sum of \$600.00, and described as follows:

26th Ward, Pittsburgh, two lots 20x 102.80 Shelton Street Nos. 31 and 32, Mayfield Plan, Plan Book Volume 12, Page 186.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 637.

## No. 365

Whereas, Oswin Roth has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 3, 1946, from Nathan F. and Nellie Phillips, and on June 7, 1943, from Christian I. Shannon and Hills Land Company, for the sum of \$1,000.00, and described as follows:

32nd Ward, Pittsburgh, two lots 32.50 x 114 each Groveland Street Nos. 190 and 191, Brookdale Imp. Co. Plan, Plan Book Volume 31, Page 19.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court pro-

ceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action establish or reestablish the grade of Groveland Street, or vacate Sunbeam Street, Fernery and Investor Ways."

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 637.

## No. 366

Whereas, Namon Toler and Priscilla Toler, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from William Kellops or Killops and Joseph Kellops, for the sum of \$625.00, and described as follows:

13th Ward, Pittsburgh, Lot 62.5x100 Lawndale Street Nos. 28 and 29 and northerly 1/2 of Lot 27, S. R. Rush's Plan, Plan Book Volume 13, Page 185.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 638.

## No. 367

Whereas, George A. Vislay and Margaret Vislay, his wife, have submitted a



proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from John T. Potts and Evelyn Wassell, for the sum of \$300.00, and described as follows:

31st Ward, Pittsburgh, three lots 25x 125.94 each Stock Avenue Nos. 209, 210 and 211, Lincoln Place Plan, Plan Book Volume 16, Pages 150, 151 and 152.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 638.

## No. 368

Whereas, Melvin Monsein and Irwin Phillips objected to the sale of Lots Nos. 12 and 14 Colmar Street, 5th Ward, to Joseph J. Burzynski and Jean Burzynski, his wife, for the sum of \$500.00; and

Whereas, Melvin Monsein and Irwin Phillips were the successful bidders for the aforesaid lots, and have defaulted in the payment of the balance of the purchase price; and

Whereas, The Court of Common Pleas at No. 1120 July Term, 1958, ordered the forfeiture of the hand money of Melvin Monsein and Irwin Phillips in the sum of \$100.00; Now, Therefore, Be It

Resolved, That Resolution No. 62, approved February 20, 1958, authorizing the sale of the aforesaid lots to Joseph J. Burzynski and Jean Burzynski, his wife, be and the same is hereby repealed.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 639.

## No. 369

Resolved, That the City Treasurer be authorized and directed to strike from the records of accounts receivable, the following Mercantile Tax Claims, for the reason that they appear uncollectible as the taxpayers are out of business, and addresses unknown. It is recommended that the taxes be exonerated from the current tax records and transferred to the Suspense Records.

Name	Amount
Ball & Bat, Inc. -----	\$ 253.77
Gwendolyn Benns -----	16.31
Olive May Brittner -----	6.59
Margaret A. Burkard -----	68.25
James B. Carney -----	92.75
My Brothers Place -----	30.02
Carrick Food Center -----	18.80
Frank T. Donnelly Company -----	50.97
Forbes Construction Company -----	51.59
Raymond Foster -----	4.80
Thelma Frazier -----	9.16
Haller Motive Service -----	253.75
Charles Hooks -----	5.53
Louis Ledbetter -----	7.59
Library Lunch -----	6.47
Lincoln Super Market (Anthony Caputo) -----	66.85
John J. Long -----	14.01
Robert & Arcenia Morton -----	17.11
Gussie Mayer -----	64.79
Martin Mayham -----	4.34
The Milrest Corporation -----	635.99
Lee A. Smith -----	4.67
Joseph C. Mroczkowski -----	33.25
Wilbert Phillips -----	32.79
Pitt Stores, Inc. -----	1,703.05
Richald Upholsterers, Inc. -----	124.84
George Rosato -----	28.59
Jack A. Rose -----	58.87
Alvin D. Russell -----	9.68
Seven Up Bottling Company of Pittsburgh -----	177.99
Pearley May Shelds -----	154.98
Herschel U. Smith, Jr. -----	66.30
Franklin D. Smith and Charles A. Manning -----	11.55
Phillip A. and Teresa L. Steriopoulos -----	10.00
Ed and Beatrice Stern -----	69.44
Dominick Venturato -----	10.68
Angelo Viaros & Gust Callas -----	6.04
Herman Watson -----	58.86
Elizabeth Jane and Joseph Mel- vin Wright -----	39.24
Bessie Zavis -----	1.79
Total -----	\$4,282.05

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 639.

## No. 370

Resolved, That the City Treasurer be authorized and directed to exonerate from the records of accounts receivable, the following Mercantile Tax Claims for the reason that they are uncollectible as the taxpayers have filed petitions in Bankruptcy, or Receivership, showing the balance of tax due. \*Also, there are nine cases in which taxpayers have died and left no funds for distribution, and one case, an estate, on which a partial payment was received.

Name	Amount
B. & W. Seating Company-----	\$ 15.10
Morris Berkowitz -----	7.49
W. S. Brown, Inc. -----	152.80
Carver Pharmacy -----	152.76
Harry C. Cohen Company-----	51.36
*Fred Ermel -----	787.59
Franklin & Company, Inc. ---	554.85
Gateway Television Company--	306.73
*M. & Eleanor Harris -----	375.56
Harris Foods Company-----	1,382.05
*Moxie Harris -----	124.55
Abraham J. Parsky t/a	
Harvey's -----	23.90
*Lawrence Hobe, Estate -----	153.88
Jeremiah J. Houlahan -----	5,458.64
Saul L. Katz -----	14.72
Edward Klein -----	320.27
*Arthur W. Miller -----	86.50
Monahan & Lake -----	195.17
Paul Nabozas -----	82.07
*E. Price -----	29.58
*Mrs. Anna Shaffer -----	59.29
*Stover & Rust, Inc. -----	359.03
*Sarah Tomlinson -----	183.28
Val Mart Corporation -----	21.70
*Rudolph Vitaro -----	34.19

Total-----\$10,933.06

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 640.

## No. 371

Resolved, That the City Treasurer be authorized and directed to strike from

the records of accounts receivable, the following Mercantile Tax claims which were entered in suit, and judgment taken and returned uncollectible. Since the taxes appear uncollectible, it is recommended they be exonerated from the current tax records and transferred to the Suspense Records of Unsatisfied Judgments.

Name	Amount
Abbott Service Station -----	\$ 156.98
Richard & Rose Ambrose -----	17.74
Anthony Emanuel & T. Logo-	
thetis -----	98.50
Arnold Packing Company-----	65.69
Lee F. Bridge -----	26.17
James Conosenti, Jr. -----	26.08
Clyde O. Davis -----	50.97
Ford's Restaurant -----	116.44
Jack Gallaher -----	93.32
Geneva Giles -----	14.20
Mrs. E. Godfrey -----	99.61
Willis Griffin -----	11.17
Leonard Gross -----	70.63
Homewood Flower Shop -----	17.99
Norman Speer -----	22.63
Walter Kastner -----	70.74
George Koutsodontis -----	239.02
Edgar Parks -----	8.56
Raymond Randal -----	19.04
Robert J. Scanlon -----	113.03
Walter E. Seymour -----	86.69
Gertrude Snider -----	59.21
John Spudick -----	178.11
Wilshire Texaco Service-----	156.05
	\$1,818.57

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 641.

## No. 372

Resolved, That the action of the Sinking Fund Commission in selecting depositories from the banking institutions of the City of Pittsburgh which submitted bids in response to due notice by public advertisement be and the same is hereby approved; and Be It Further

Resolved, That the Mayor, the City Controller and the Sinking Fund Commission be and they are hereby authorized and directed to enter into a written agreement with the various banks and trust companies so selected to act as

depositories for Sinking Funds of the City of Pittsburgh for one year beginning October 1, 1958.

Passed September 29, 1958.

Approved October 2, 1958.

Resolution Book 14, Page 641.

## No. 373

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. Mae C. Conway, 595 Wentworth Avenue, in the amount of \$244.52, being compensation in lieu of Overtime due her husband, the late Donald Conway; who died on August 8, 1958 . . . also, Mrs. Mercedes J. Pilojna, 2102 Broadway Avenue, in the amount of \$14.38, being compensation in lieu of (1) one holiday pass day due her husband, the late Milo Pilojna; who died on June 12, 1958:

These men were Patrolmen in the Bureau of Police, and charge same to Code Account No. 1443, Salaries, Bureau of Police, Department of Public Safety.

Passed September 29, 1958, by a two-thirds vote.

Approved October 2, 1958.

Resolution Book 14, Page 642.

## No. 374

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Michael Amen and Margaret C. Amen, 5621 Margaretta Street, Pittsburgh 6, Pa., in the sum of \$130.00 in full settlement of claim against the City of Pittsburgh for sidewalk on Mellon Street side of above property damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed October 6, 1958, by a two-thirds vote.

Approved October 10, 1958.

Resolution Book 14, Page 642.

## No. 375

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mazie S. Langfitt, widow, 1133 Davis Avenue, Pittsburgh 12, Pa., in the sum of \$200.00 in full settlement of claim against the City of Pittsburgh for sidewalk at above address damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed October 6, 1958, by a two-thirds vote.

Approved October 10, 1958.

Resolution Book 14, Page 642.

## No. 376

Whereas, Paul W. Birkel has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 7, 1943, from John S. Winterhalter, and on June 5, 1950, from Hazel H. Graham, for the sum of \$800.00, and described as follows:

20th Ward, Pittsburgh, two lots 25x 100 each Stafford Street Nos. 600 and 601, Sheraden Terrace Plan, Plan Book Volume 11, Pages 134 and 135.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 6, 1958.

Approved October 10, 1958.

Resolution Book 14, Page 643.

## No. 377

Whereas, Stephen J. Cannon has submitted a proposal to the Department of

Lands and Buildings to purchase City-owned property acquired at tax sales on June 3, 1946, from William L. and Annie G. Wagner, Mary O. Conway, Fannie Madden, Phillip or Phillip J. and Sarah A. Lynch and The Golf Apartment Co., and on June 5, 1950, from Tillie Reck, for the sum of \$3,500.00, and described as follows:

32nd Ward, Pittsburgh, Lot 41.5x83.5 Parklyn Street No. 217, Lot 42x83.5 Parklyn Street No. 218, Lot 30x136.8 Groveland Street No. 43, Lot 30x142.4 Groveland Street No. 44, Overbrook Terrace Plan, Plan Book Volume 28, Pages 124 and 125; Lot 30x149.13 Groveland Street No. 45, Fair Haven Terrace Rev. Plan, Plan Book Volume 26, Page 30; Lot 30x150 Groveland Street No. 46, Overbrook Terrace Plan, Plan Book Volume 28, Page 124; reserving therefrom for street purposes a portion of Lot No. 218 at the intersection of Parklyn and Wyc-

helm Streets, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said Lot No. 218 at the intersection of Wychelm Street and Minor Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 6, 1958.

Approved October 10, 1958.

Resolution Book 14, Page 643.

## No. 378

Whereas, John H. Duff has submitted

a proposal to the Department of Lands and Buildings to purchase the following City-owned property for the sum of \$12,500.00:

28th WARD—ARNOLD STREET					
Lot No.	Size	Acquired From	Date	Deed Book—Page	
312—25x100		Nellie McGuire	6-5-44	2	168
313—25x100		Albert Koenig	6-5-44	2	119
314-315—45.10xavg. 100.34x56.76 rear		John P. and Della Earner	6-5-44	2	36
316—25x100x36.66 rear		David B. W. Martin	6-5-44	2	137
317-318—50x100		William C. Hamilton	6-5-44	2	75
319 25x100		Ida Starke	6-7-48	6	96
320 25x100		Hartford Real Estate and Exchange Co.	6-5-44	2	101

West Pittsburgh Plan, Plan Book Volume 18, Page 49.

ELMONT STREET					
129—64.86x103.02x 80.87 (triangular)		Nina Esther Trader etal or Nina Esther Trader 1/3 int., Isaac W. Trader 1/3 int. and Martha Frances Trader 1/3 int.	6-5-50	8	216
130—25x90.33x34.33		Nina Esther Trader etal or Nina Esther Trader 1/3 int., Isaac W. Trader 1/3 int. and Martha Frances Trader 1/3 int.	6-5-50	8	217
131—25x100		Rebecca Peiskowitz	6-5-44	2	186

West Pittsburgh Plan, Plan Book Volume 18, Page 49.

FORD STREET					
826-827—50x80		Dora Kenan	6-5-44	2	111
828 —25x80		Florence M. Robson	6-5-44	2	203
829 —25x80		Annie B. Cutler	6-5-44	2	22
830-831—50x80		Hester Balrd	6-5-44	1	265
832-833—50x80		W. G. Schmid	6-7-48	6	94

West Pittsburgh Plan, Plan Book Volume 18, Page 49.

#### HOLLYWOOD STREET

704—25x100	Catherine Sherry	6-5-44	2	219
805, pt. 806—37.5x100	J. Wachter or John Watchter	6-7-48	6	97
Pt. 806, 807—37.5x100	Marie Qualey	6-5-44	2	193
808—25x100	Keijlahe Stohl or Keziah Stahl or Stohe	6-4-45	2	339
301—25x105	Sarah F. Tyger	6-4-45	2	352

West Pittsburgh Plan, Plan Book Volume 18, Page 49

#### QUEENSBURY STREET

302—25x105	Mrs. Sarah F. Myers	6-5-44	2	156
303—25x105	Raymer A. Parrish	6-5-44	2	182
304—25x105	Robinson Improvement Co.	6-5-50	8	202
307—25x105	Walter and Elizabeth Trautman	F-4-45	2	349
308—25x105	Hulda C. Battles	6-5-44	1	270
309—25x105	Charles Leaman	6-5-44	2	123
311—25x105	Hannah G. Burns	6-5-44	1	293
312—25x105	Charles Cook	6-5-44	2	15
315—25x105	William A. Wunzell or Wurzell	6-4-45	2	375
316—25x105	Michael J. Frances	6-5-44	2	52
317—25x105	Benjamin Balos	6-5-44	1	266
318—31.48x105.05 39.99	Maurice Spanel	6-5-50	8	213

Westwood Plan, Plan Book Volume 20, Page 52.

Reserving therefrom for street purposes a portion of Lots Nos. 129, 130 and 131 at the intersection of Elmont and Norwalk Streets, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said Lots Nos. 129, 130 and 131 at the intersection of Norwalk Street and Kirwan Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court pro-

ceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Bulb Way and establish or reestablish the grade of Queensbury Street."

Passed October 6, 1958.

Approved October 10, 1958.

Resolution Book 14, Page 644.

## No. 379

Whereas, John Martire has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Albert L. Mamaux, for the sum of \$1,000.00, and described as follows:

19th Ward, Pittsburgh, Lot 60x100 in all Dagmar Avenue and Bayonne Street Nos. 5 and 6, West Liberty 5th Plan; reserving therefrom for street purposes a portion of the aforesaid lot at the in-

tersection of Dagmar and Bayonne Avenues, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 6, 1958.

Approved October 10, 1958.

Resolution Book 14, Page 645.

## No. 380

Whereas, Stanford White and Mary L. White, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Keystone L. and Imp. Co., for the sum of \$1,200.00, and described as follows:

5th Ward, Pittsburgh, three lots 20x94 each Ridgeway Street between Hancock and Monroe Nos. 4, 5 and 6.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 6, 1958.

Approved October 10, 1958.

Resolution Book 14, Page 646.

## No. 381

Whereas, Certain property in the Third Ward of the City of Pittsburgh, hereinafter more fully described, is presently jointly owned by the City of Pittsburgh, the County of Allegheny and the School District of Pittsburgh; and

Whereas, At a meeting of the taxing bodies committee held on September 12, 1958, it was agreed that a conveyance be made of the said property by the City of Pittsburgh, the County of Allegheny, and the School District of Pittsburgh to the Urban Redevelopment Authority of Pittsburgh, to be used in conjunction with Redevelopment Area No. 3, this

agreement being listed as Item No. 2 on the agenda of the taxing bodies committee meeting.

Now, Therefore, Be It

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to convey the existing interest of the City of Pittsburgh in the following property to the Urban Redevelopment Authority of Pittsburgh.

Third Ward, Pittsburgh  
Lot 24x109 Wylie Avenue No. 55  
Block 2 C, Lot 115  
June 4, 1956, Treasurer's Sale No. 4  
William A. Greenlee Estate

Passed October 6, 1958.

Approved October 10, 1958.

Resolution Book 14, Page 646.

## No. 382

Whereas, Bernard Lennartz and Dolores J. Lennartz, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 7, 1943, from Emma M. Panke and on June 5, 1950, from Louisa M. Rieger, for the sum of \$600.00, and described as follows:

24th Ward, Pittsburgh, Lot 25.69 x avg. 114.03x22 rear Leister Street No. 42, Lot 52.4x110x19.05 Leister St. No. 43, Wm. Haslage Plan, Plan Book Volume 23, Page 120; reserving therefrom for street purposes a portion of Lot No. 42 at the intersection of Leister and Hunnel Streets, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of said lot No. 42 at the intersection of Hunnel and Yetta Streets, having a radius of 20 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No.

514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 6, 1958.

Approved October 10, 1958.

Resolution Book 14, Page 647.

## No. 383

The Mayor and the Council of the City of Pittsburgh,

Noting with deep regret the passing on September 21, 1958, of Judge A. Marshall Thompson, Judge of the Court of Common Pleas of Allegheny County;

Recognizing the dedicated and distinguished public service Judge Thompson rendered to the community of Pittsburgh and to the County of Allegheny over a period of many years, as Dean of the Law School of the University of Pittsburgh, and as Judge of the Court of Common Pleas;

Recognizing the superb qualities of mind and heart which endeared him to the many thousands whose good fortune it was to come within the sphere of his warmth and gentleness—his devotion to the law, his innate compassion, his abiding love for all his fellowmen, and his regard and respect for their divergent opinions; and

Keenly aware of the immeasurable loss suffered by the entire community in the death of this unusually fine and decent human being;

Hereby publicly record their sorrow, and express their sincere sympathy to Judge Thompson's widow and to his brothers, to whom a copy of this Resolution shall be forwarded after it is duly spread upon the minutes of this meeting.

Read and adopted October 7, 1958.

Approved October 10, 1958.

Resolution Book 14, Page 647.

## No. 384

Resolved, That the Director of the Department of Parks and Recreation be and he is hereby authorized and directed to grant an extension of sick leave with pay, not to exceed forty-five (45) days starting October 6, 1958, to Emmett Ricards, Director of Activities in the Bureau of Recreational Activities, Department of Parks and Recreation.

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 648.

## No. 385

Whereas, Pursuant to Resolution No. 283 of 1958, approved July 23, 1958, the City of Pittsburgh joined with the County of Allegheny in a deed of conveyance whereby certain properties in the Sixteenth and Twenty-eighth Wards of the City of Pittsburgh, acquired at various Treasurer sales, were to be conveyed to the School District of Pittsburgh; and

Whereas, By reason of the conveyance of the said properties to the School District of Pittsburgh, delinquent City taxes against the said properties are not collectible;

Now, Therefore, Be It

Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the City taxes against the following properties:

### SIXTEENTH (16th) WARD

(1) Property formerly of Eleanor I. Swearengen, acquired at Treasurer Sale No. 836 of 1950, as follows:

Block	Lot
13	R-7
13	P-59
13	R-43
13	R-49
13	R-51
32	C-9
32	C-74
32	C-28
32	C-63

(2) Property formerly of William Imolde, acquired at Treasurer Sale No. 761 of 1950, as follows:

Block	Lot
32	C-75

(3) Property formerly of Clara J. Hoffman et vir acquired at Treasurer Sale No. 339 of 1953, as follows:

Block	Lot
13	R-59

(4) Property formerly of Frederick Schmidt, acquired at Treasurer Sale No. 1611 of 1948, as follows:

Block	Lot
13	R-61

#### TWENTY-EIGHTH (28th) WARD

Property formerly of John A. Brant, acquired at Treasurer Sale No. 273 of 1944, as follows:

Block	Lot
40	G-315

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens and charge the costs thereof to the City of Pittsburgh.

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 648.

## No. 386

Whereas, Andrew Berta and Elizabeth Berta, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from George W. Crouch and U. G. Vogan, for the sum of \$450.00, and described as follows:

31st Ward, Pittsburgh, Triangular lot 4.75x135.24 Lougean Avenue Pt. No. 9, Block 184-A, Lot 211; Lot 43.75 x avg. 139.37x36.36 rear Lougean Avenue Pt. No. 9, Block 184-A, Lot 212.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale

of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 649.

## No. 387

Whereas, Al Hockaday, Jr. and Thelma Hockaday, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Thomas Lees, Jr. and William Kellops or Killops, for the sum of \$625.00, and described as follows:

13th Ward, Pittsburgh, Lot 62.5x100 Lawndale Street Nos. 25 and 26 and southerly 1/2 of 27, S. R. Ruth's Plan, Plan Book.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 650.

## No. 388

Whereas, The City of Allegheny purchased property on Eastern Avenue in the Borough of Aspinwall, Pennsylvania, from Louis H. Smith and Mary B. Smith, his wife, by deed dated December 28, 1895, and recorded in the Recorder's Office of Allegheny County in Deed Book Volume 925, Page 160; and



Whereas, The City of Pittsburgh acquired the property by annexation of the City of Allegheny; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed to Mario Noro and Udilila Noro, his wife, for the sum of \$200.00, conveying all the City's right, title and interest in the following:

All that certain lot or piece of ground situate in the Borough of Aspinwall, County of Allegheny and Commonwealth of Pennsylvania, being part of Lot No. 125 in the Aspinwall Land Company Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 9, Pages 84 and 85, bounded and described as follows:

Beginning at a point on the easterly line of Eastern Avenue at the line dividing property herein described and property now or late of Mario N. Noro Etux; thence eastwardly along said dividing line a distance of 40.0 feet to a point; thence northwardly a distance of 5.0 feet to a point; thence westwardly a distance of 40.0 feet to the easterly line of Eastern Avenue; thence southwardly along the easterly line of Eastern Avenue a distance of 5.0 feet to the place of beginning.

Being part of the property designated in the Deed Registry Office of Allegheny County as Block 122-D, Lot 302.

Provided, that the balance of the purchase price, namely \$100.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void.

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 650.

## No. 389

Whereas, Pannier Bros. Stamp Co., a Pennsylvania Corporation, has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1950, from James G. Hays and on June 1,

1953, from Julia Coffey, with notice to Mariano Salvatore Guarino, 301 Cremona Street, Pittsburgh 12, Pa., for the sum of \$5,500.00, and described as follows:

22nd Ward, Pittsburgh, Lot 22x60 Lacock Street East between Federal Street and Vulcan Way, part No. 56; Lot 21x110 Lacock Street between Federal and Sandusky Streets No. 57, John Donald Plan, Block 8-H, Lot 180.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 651.

## No. 390

Whereas, J. P. Richtarsic and Helen E. Richtarsic, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from John A. Wood Estate, for the sum of \$1,000.00, and described as follows:

20th Ward, Pittsburgh, Lot 50x110 feet, more or less, Wabash Avenue corner of Shaler Street, Denny Estate Plan; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Wabash Avenue and Shaler Street, having a radius of 20 feet.

Reserving, however, to the City of Pittsburgh its two water lines (an eight-inch line and 12-inch line), and a 24-inch sewer line, under said premises, and the right to enter on the same for the purpose of servicing, maintaining, repairing, relaying, or replacing the same.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, their heirs and assigns, hereby covenant and agree that no building shall be erected on the aforesaid land."

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 651.

## No. 391

Whereas, Resolution No. 477, approved December 4, 1957, authorized the sale of Lots Nos. 528, 529, 530 and 531 on Narcissus Avenue, 20th Ward, to Joseph A. Steedle, for the sum of \$800.00; and

Whereas, The title report reveals that the 1950 Treasurer's Sale was against Edward Kearns who was not the registered owner of the property, making the title uninsurable; Now, Therefore, Be It

Resolved, That Resolution No. 477 of 1957 be and the same is hereby repealed.

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 652.

## No. 392

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized, in the name of the City of Pittsburgh, to enter into a lease with the Leo B. Shapero Agency for Suite 405 in the B. F. Jones Law Building, containing 900 square feet, and a storage room in the basement thereof, situate at 530 Fourth Avenue, to be used by the

Office of Civil Defense of Pittsburgh, for a term of 18 months, beginning November 1, 1958, and ending April 30, 1960, for a total rental of \$5,400.00, payable in monthly installments of \$300.00 each, chargeable to and payable from Code Account 1361, Miscellaneous Services.

Passed October 13, 1958.

Approved October 15, 1958.

Resolution Book 14, Page 652.

## No. 393

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Walter H. Schutzman, 2416 Clearview Drive, Glenshaw, Pa., in the sum of \$194.24 in full settlement of claim against the City of Pittsburgh for car damaged August 4, 1958, in 600 block West Warrington Avenue by Frank J. Palm car which had been struck by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed October 13, 1958, by a two-thirds vote.

Approved October 15, 1958.

Resolution Book 14, Page 652.

## No. 394

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of Hoseman Alphonse V. Masilon—\$61.67; Hoseman Henry M. O'Neill—\$67.39, and Hoseman John H. Ryan—\$66.50, for payment of uniform clothing which was ruined while they were fighting a fire in a building located at No. 7227 Kelly Street on November 27, 1957, and charge same to Code Account No. 1470—Purchase of Uniforms, Bureau of Fire, Department of Public Safety.

Passed October 13, 1958, by a two-thirds vote.

Approved October 15, 1958.

Resolution Book 14, Page 653.

## No. 395

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Patrolman Charles Robinson of Station No. 2, Bureau of Police, Department of Public Safety, in the amount of \$9.50 for payment of repair to eye glasses which were damaged at No. 3 Chauncey Street, while Patrolman Charles Robinson was on duty and assisting in the search for a hand grenade, and charge same to Code Account No. 1447, Miscellaneous Services, Bureau of Police, Department of Public Safety.

Passed October 13, 1958, by a two-thirds vote.

Approved October 15, 1958.

Resolution Book 14, Page 653.

## No. 396

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Alex J. Mallozzi, 534 Independence Drive, Clairton, Pa., in the sum of \$120.00 in full settlement of

claim against the City of Pittsburgh for truck damaged July 2, 1958, on Tunnel Street by Bureau of Fire truck; and charge same to Code Account No. 46, Judgments.

Passed October 20, 1958, by a two-thirds vote.

Approved October 27, 1958.

Resolution Book 14, Page 653.

## No. 397

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Frank J. Palm, 1326 Arkansas Avenue, Pittsburgh 16, Pa., in the sum of \$500.00 in full settlement of claim against the City of Pittsburgh for car damaged August 4, 1958, in 600 block West Warrington Avenue by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed October 20, 1958, by a two-thirds vote.

Approved October 27, 1958.

Resolution Book 14, Page 654.

## No. 398

Whereas, Philip R. Dutch has submitted a proposal to the Department of Lands and Buildings to purchase City-

owned property and property jointly-owned by the City of Pittsburgh, County of Allegheny and School District of Pittsburgh, for the sum of \$1,200.00, and described as follows:

### 14th WARD, PITTSBURGH

Lot No.	Street	Acquired from	Date	Deed Book—Page
38, 39, 40, 41	Fernwald Road	John E. Born	4-24-54	3484 181
65, 67, 69, 70, 71	Forward Avenue	John E. Born	5-10-35	2548 343
64—	Forward Avenue	Christ and August George	6-3-46	2 409
66—	Forward Avenue	W. J. or H. Tucker	6-3-46	2 450
68—	Forward Avenue	Walter L. Wilson and Margaret Wilson	6-5-50	7 13r

Park Edge Acres Plan, Plan Book Volume 32, Page 91.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance

with the aforesaid proposal and the Act of May 21, P. L. 787, as amended.

Passed October 20, 1958.

Approved October 27, 1958.

Resolution Book 14, Page 654.

## No. 399

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against City of Pittsburgh, County of Allegheny and School District, City of Pittsburgh in the 12th Ward for the reason that the assessment is to be transferred to the exempt classification, the property having been taken at tax sale, and the property being non-income property:

Year	Amount
1951-----	\$15.96
1952-----	18.81
1953-----	18.24
1954-----	18.24

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed October 27, 1958.

Approved November 3, 1958.

Resolution Book 14, Page 655.

## No. 400

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following city taxes against County of Allegheny, City of Pittsburgh, School District of Pittsburgh No. 6, in the 13th Ward, for the reason that this property is non-income property and is entitled to exemption under the Act:

Year	Amount
1951-----	\$41.72
1952-----	49.17
1953-----	47.68
1954-----	18.88

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed October 27, 1958.

Approved November 3, 1958.

Resolution Book 14, Page 655.

## No. 401

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following city taxes against County of Allegheny, City of Pittsburgh, School District of Pittsburgh No. 3, Thirteenth Ward, for the reason this assessment was transferred from the taxable to the exempt classification on account of being non-income property:

Year	Amount
1951-----	\$5.04
1952-----	5.94
1953-----	5.76
1954-----	5.76

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed October 27, 1958.

Approved November 3, 1958.

Resolution Book 14, Page 655.

## No. 402

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against the City of Pittsburgh, County of Allegheny, School District of Pittsburgh No. 2, Twenty-sixth (26th) Ward, for the reason that the assessment is to be transferred to the exempt classification, the property being non-profit income property and the Planning Commission having disapproved it for sale.

Year	Amount
1952-----	\$33.00
1953-----	32.00
1954-----	32.00

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed October 27, 1958.

Approved November 3, 1958.

Resolution Book 14, Page 656.

## No. 403

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against Central Young Men's and Women's Hebrew Association (Central Y. M. & W. H. A.), Fourth Ward, for the reason that the property is now classified as exempt, and revivals of liens would, accordingly, result in waste of money.

Year	Amount
1938-----	\$1,619.16
1939-----	1,619.16
1940-----	1,807.80
1941-----	1,807.80
1942-----	1,768.50
1943-----	1,451.03
1944-----	1,612.25
1945-----	1,612.25
1946-----	1,805.72
1947-----	1,805.72
1948-----	1,805.72
1949-----	1,805.72
1950-----	1,805.72
1951-----	1,805.72
1952-----	2,128.17
1953-----	2,063.68
1954-----	2,063.68

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed October 27, 1958.

Approved November 3, 1958.

Resolution Book 14, Page 656.

## No. 404

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Teresa Greco, c/o Herbert G. Sheinberg, Esq., 1103 Law & Finance Building, Pittsburgh 19, Pa., in the sum of \$150.00 in full settlement of suit against the City of Pittsburgh for injuries sustained May 21, 1955, on Maxwell Way sidewalk adjacent to Belvedere General Hospital; and charge same to Code Account No. 46, Judgments.

Passed October 27, 1958, by a two-thirds vote.

Approved November 3, 1958.

Resolution Book 14, Page 657.

## No. 405

Whereas, William V. Poliziani and Dar-linda Poliziani, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Christ Weiss or Weise, for the sum of \$400.00, and described as follows:

20th Ward, Pittsburgh, Lot 28.9x80  
Glen Mawr Avenue No. 877, Melrose Plan,  
Plan Book Volume 13, Page 196.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 27, 1958.

Approved November 3, 1958.

Resolution Book 14, Page 657.

## No. 406

Resolved, That the Mayor, on behalf of the City of Pittsburgh, is hereby authorized and directed, to join with the County of Allegheny and School District of Pittsburgh on the one part, and the following persons on the other part, in separate agreement for the sale of the following real estate, free and clear of all encumbrances, for the following sum, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City of Pittsburgh in the following real estate.

Property	Purchaser	Amount
MARY C. BORLAND ESTATE	Housing Authority of the City	\$2,820.00
Lot No. 65—Columbo St. Cor. Fern. 70.71/54.13 to a point	of Pittsburgh	
Lot No. 66-67-68 Columbo St., bet. Fern & Breesport, 3 lots 20 x avg. 82 each.		
Lot No. 69-70-71-72-73-74 Columbo St. bet. Fern and Breesport. 6 lots 20x100 each.		
Lot No. 76 Columbo St. bet. Fern and Breesport, 20 x avg. 85.		
Lot No. 77 Columbo St. Cor. Breesport. 44.18x71 to a point.		
Lot No. 78-79 Fern St. near Columbo. 2 lots 25 x avg. 64 each.		
Lot No. 80 Fern St. Columbo, 59.9x45 to a point.		
Lot No. 81 Columbo St. cor. Breesport. 47.52x100 to a point.		
Lot No. 82-83-84-85-86-87-88-89-90-91-92-93-94-95-96 & 97—Columbo St. bet. Fern and Breesport, 16 lots 20x100 each.		
Lot No. 98 Columbo St. near Evaline, 62x64 x avg. 89.		
Lot No. 99 Columbo St. Cor. Evaline, 25 x avg. 68.		
Lot No. 100 Evaline St. bet. Columbo and Breesport, 57x72.68 to a point.		
Lot No. 101-102-103-104-105 Evaline St. bet. Columbo and Breesport, 5 lots 20 x avg. 97.		
Lot No. 106 Evaline St. bet. Columbo and Breesport, 40.45x78.68 to a point.		
Lot No. 108-109-110-111-112-113-114-115-116-117 Breesport St. bet. Columbo and Evaline, 10 lots 20x100 each.		
Lot No. 118 Breesport St. Cor. Evaline, 47.10x91 to a point.		
Lot No. 107 Breesport St. bet. Columbo and Evaline, 47.52x100 to a point.		
NORA McMINNICK Estate	Housing Authority of the City	\$140.00
5151 Columbo St.	of Pittsburgh	
Evaline Street and N. Pacific Avenue.		
Lot 14.1x100.		

Passed October 27, 1958.

Approved November 3, 1958.

Resolution Book 14, Page 658.

## No. 407

Resolved, That Resolution No. 247, approved June 26, 1958, authorizing the sale of Lot No. 411 on Saranac Avenue, 19th Ward, to Charles W. Mutzabaugh and Marcella Mutzabaugh, his wife, for the sum of \$375.00, be amended by striking out the following words in the second paragraph thereof, "Lot 30x100 Saranac Avenue," and inserting in lieu thereof, "Lot 30x110 Saranac Avenue."

Passed October 27, 1958.

Approved November 3, 1958.

Resolution Book 14, Page 659.

## No. 408

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$91.78 in settlement of metered water charges billed the property of Nathaniel Johnson, 254 Wick Street, 3rd Ward, for the 4th quarter of

1954 and the years 1955, 1956, 1957 and 1st, 2nd and 3rd quarters of 1958.

Passed November 3, 1958.

Approved November 6, 1958.

Resolution Book 14, Page 659.

## No. 409

Whereas, Stanley A. Bikulege and Irene M. Bikulege, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Robert A. Troop, for the sum of \$650.00, and described as follows:

29th Ward, Pittsburgh, Lot 25x120 Glenroy Street No. 47, Lot 20x120 Glenroy Street, part No. 48, Rosemont Plan, Plan Book Volume 23, Page 18; reserving therefrom for street purposes a portion of Lot No. 47 at the intersection of Glenroy Street and Lauch Way, having a radius of 10 feet, and also reserving therefrom a portion of said Lot No. 47 at the

intersection of Lauch Way and Major Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 3, 1958.

Approved November 6, 1958.

Resolution Book 14, Page 659.

## No. 410

Whereas, Alden Coughenour has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 2, 1947, from Earl Noble, Attorney in Fact for Mary H. Noble and on July 5, 1949, from Edward F. and Jane Hays, for the sum of \$1,500.00, and described as follows:

29th Ward, Pittsburgh, Lot 25x116.2x 38.53 rear Triana Street No. 390, Lot 25x 104.55 Triana Street No. 391, Triangular lot 50x101.77x113.38 Triana (Duana) Street No. 392, two lots 30x74.64 each Triana Street Nos. 398 and 399, Numont Plan, Plan Book Volume 25, Page 176; reserving therefrom for street purposes a portion of Lot No. 392 at the intersection of Triana Street and 10 foot Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantee, for himself, his heirs and assigns, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate that portion of Anglo Way abutting Lots Nos. 398 and 399 Triana Street."

Passed November 3, 1958.

Approved November 6, 1958.

Resolution Book 14, Page 660.

## No. 411

Whereas, Elmer E. Nestor and Marie Nestor, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Konrad Forschner and Maria Forschner, for the sum of \$800.00, and described as follows:

27th Ward, Pittsburgh, Lot 50x125 Termon Avenue between Wickshire and Lois Way, Pt. No. 125 and 126, Brighton Heights Plan. Plan Book Volume 23, Page 49.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 3, 1958.

Approved November 6, 1958.

Resolution Book 14, Page 660.

## No. 412

Whereas, Joseph Sayko and Rose Sayko, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Hanna May McAnulty, for the sum of \$600.00, and described as follows:

26th Ward, Pittsburgh, two lots 20x 102.80 Shelton Street Nos. 31 and 32, Mayfield Plan, Plan Book Volume 12, Page 186.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That Resolution No. 364, approved October 2, 1958, authorizing the sale of the aforesaid Lots Nos. 31 and 32 on Shelton Street, 26th Ward, to Anna Quattrocchi for the sum of \$600.00, be and the same is hereby repealed.

Passed November 3, 1958.

Approved November 6, 1958.

Resolution Book 14, Page 661.

## No. 413

Whereas, Susan Statewicz has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Joseph and Angella Sommerfield, for the sum of \$400.00, and described as follows:

17th Ward, Pittsburgh, Lot 19.54x100x 23.21 rear Mary Ann Street between South 11th and South 12th Streets, parts Nos. 78, 79, 80, 81 and 82, Dr. F. Bausman Plan, Plan Book Volume 1, Page 70.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 3, 1958.

Approved November 6, 1958.

Resolution Book 14, Page 661.

## No. 414

Resolved, That the Mayor be and he is hereby authorized to issue, and the City Controller to countersign, duplicate warrants to the same payees and in the same amounts to replace the following warrants lost or destroyed:

Professional Sales Company to replace Warrant No. 44333 dated May 28, 1953.

Mathew Moschetti to replace Warrant No. 16188 dated July 9, 1958.

Passed November 3, 1958, by a two-thirds vote.

Approved November 6, 1958.

Resolution Book 14, Page 661.

## No. 415

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$404.28 in payment of flat rate charges billed the property of the Oakhurst Realty Corporation, 813-15 Lovett Way, 23rd Ward for the years 1952, 1953, 1954, 1956 and 1957, without penalty and interest.

Passed November 10, 1958.

Approved November 19, 1958.

Resolution Book 14, Page 662.

## No. 416

Whereas, George Bennett and Mary Bennett, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from Anna McMillin Boyog, for the sum of \$200.00, and described as follows:

15th Ward, Pittsburgh, Triangular lot 52.65x59.89x78.54 Flowers Avenue between Glenwood and Kilbuck, part No. 6, Flowers Plan; Block 56-C, Lot 57.



Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Dolphin and Ainger Ways."

Passed November 10, 1958.

Approved November 19, 1958.

Resolution Book 14, Page 662.

## No. 417

Whereas, The City of Pittsburgh by authority of Ordinance No. 224, approved May 9, 1931, purchased property on Forward Avenue, 14th Ward, from John E. Born; and

Whereas, Said Ordinance No. 224 of 1931 directs that the price of \$10,000.00 for the aforesaid property shall be charged to Bond Fund No. 105-E General Public Improvement Bonds; and

Whereas, Said bonds have been paid and the property is no longer needed for public purposes; and

Whereas, Duquesne Slag Products Company has submitted a proposal to the Department of Lands and Buildings for the purchase of a portion of said property; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed to the Duquesne Slag Products Company, for the sum of \$3,000.00, conveying all the City's right, title and interest in the following described property:

All that certain lot or parcel of land situate in the 14th Ward, City of Pitts-

burgh, County of Allegheny and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

Beginning at the northeast corner of property to be conveyed, said point being on the dividing line between property of City of Pittsburgh, property of Duquesne Slag Products Company, and the southerly right-of-way line of the Penn Lincoln Parkway; thence along the dividing line between property of the City of Pittsburgh and the Duquesne Slag Products Company the following courses and distances—South 74° 51' 10" West for 63.10 feet, South 31° 50' 00" West for 560.70 feet, South 71° 31' 50" West for 165.35 feet, to a point; thence in a northeasterly direction along the property line of the City of Pittsburgh and also the easterly line of the Park Edge Acres Plan of Lots, Plan Book Vol. 32, Pages 91 to 95, North 14° 11' 30" East for a distance of 580.25 feet to a point; thence continuing along the northerly side of Lot 111 of the Park Edge Acres Plan of Lots, South 82° 48' 32" West for a distance of 184.20 feet to a point being on easterly side of Zama Road; thence along the easterly side of Zama Road in a northerly direction by a curve to the left having a radius of 532.90 feet for an arc length of 110.01 feet to a point; thence continuing along the easterly side of Zama Road North 19° 35' 20" West for a distance of 26.79 feet to a point being on the southerly right-of-way of the Penn Lincoln Parkway; thence in an easterly direction along the southerly right-of-way line of the Penn Lincoln Parkway, South 77° 54' 30" East for a distance of 581.79 feet to a point; thence continuing in an easterly direction along the southerly right-of-way line of the Penn Lincoln Parkway by a curve to the left having a radius of 2924.93 feet for an arc length of 20.46 feet to a point being the place of beginning. This parcel containing 3.518 acres.

Being part of the same premises which John E. Born et ux, by deed dated January 7, 1931, recorded in Deed Book Vol. 2453, page 210, granted and conveyed to the City of Pittsburgh.

Provided, that the balance of the purchase money, namely \$2,700.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and

this agreement to sell shall be declared null and void, and upon approval of the sale the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantee, or its successors in title, hereby covenants and agrees that no claim for damages shall be made against the City of Pittsburgh should City by proper action vacate Zama Road, and also to record a new plan for the aforesaid property."

Passed November 10, 1958.

Approved November 19, 1958.

Resolution Book 14, Page 663.

## No. 418

Whereas, Frank Durso and Carmela Durso, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Helen Smith, for the sum of \$250.00, and described as follows:

12th Ward, Pittsburgh, Lot 24x127 Hedge Street near Pointview Street Pt. No. 106, Hartman Grandview Place Plan, Plan Book Volume 10, Page 7.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 10, 1958.

Approved November 19, 1958.

Resolution Book 14, Page 664.

## No. 419

Whereas, Frank Fontana has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on Writ of Fieri Facias No. 424 July Term, 1935, from John E. Born, for the sum of \$400.00, and described as follows:

14th Ward, Pittsburgh, Lot 40x100 Forward Avenue No. 72, Lot 44.30x100.07x 35.8x100 Forward Avenue No. 73, Park Edge Acres Plan, Plan Book Volume 32, Page 91.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and the Act of May 21, 1937, P. L. 787, as amended.

Passed November 10, 1958.

Approved November 19, 1958.

Resolution Book 14, Page 664.

## No. 420

Whereas, Joseph A. Klaja and Anna L. Klaja, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Andrew McTigh, for the sum of \$300.00, and described as follows:

6th Ward, Pittsburgh, Lot 25x81 Beethoven Street near Apollo Pt. No. 3, Blk. 26, Mrs. E. F. Denny's Estate Plan, Plan Book Volume 7, Page 13.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No.

514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 10, 1958.  
Approved November 19, 1958.  
Resolution Book 14, Page 664.

## No. 421

Whereas, William F. Motz has sub-

mitted a proposal to the Department of Lands and Buildings to purchase the following City-owned property for the sum of \$4,650.00:

19th WARD, PITTSBURGH					
Lot No.	Street	Size	Acquired from	Date	Deed Book—Page
186—	Alverado—	30x100	Sylvia Ellanara or Ella Nora Selfridge	F-2-47	4 247
248—	Alverado—	30x100	Sara C. Cypher	6-2-47	3 402
249—	Alverado—	30x100	Melissa or Mellisa A. McCune	6-2-47	4 143
250—	Alverado—	30x100	Alexander Miklos or Micklios West Liberty 2nd Plan.	6-2-47	4 116
273-274—	Dagmar—	63.97 x avg. 90x68.97	Joseph Dennis Bonadio	6-5-50	7 262
328—	Dagmar—	26.5x100	Joseph and Helen Kraus	6-1-53	8 460
	Block 35-G, Lot 137				
329—	Dagmar—	26.5x100	Sigmond Edelson West Liberty 3rd Plan	6-2-47	3 430
392—	Pt. Belasco—	45x100	Ora H. Euwer	6-4-56	9 172
393—	Block 16-P, Lot 92.				

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court pro-

ceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 10, 1958.  
Approved November 19, 1958.  
Resolution Book 14, Page 665.

## No. 422

Whereas, Frank P. Vitale, Robert J. Vitale and Anthony J. Vitale have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Katherine Fitzgerald and Maggie E. Greene, for the sum of \$750.00, and described as follows:

28th Ward, Pittsburgh, two lots 25x100 each Queensbury Street Nos. 320 and 321, Westwood Plan, Plan Book Volume 20, Page 52.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance

with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 10, 1958.  
Approved November 10, 1958.  
Resolution Book 14, Page 666.

## No. 423

Resolved, That the Mayor, on behalf of the City of Pittsburgh, is hereby authorized and directed, to join with the County of Allegheny and School District of Pittsburgh on the one part, and the following persons on the other part, in separate agreement for the sale of the following real estate, free and clear of all

encumbrances, for the following sum, and upon receipt of the sum set forth in the agreement, to execute and de-

liver a deed for the interest of the City of Pittsburgh in the following Real Estate Property:

Property	Purchaser	Amount
Bessie Scholnick 2204 Forbes Street Lot—20x98x30x76 ft. more or less. Being part of a property acquired by Sheriff Sale—No. 1613 October Term, 1935 DTD.	Sarah Goldberg 1655 Beechwood Blvd. Pittsburgh 17, Pa.	\$ 2,510.00
Max T. Levine 2340-42-44-46 Center Avenue Lot 75x140x50.15x134.43 ft. No claim for damages shall be filed by the Grantee or his successor in interest against the City of Pittsburgh for subsequent street widening.	Lewis Harrington & Donald N. Harrington 2335 Center Avenue Pittsburgh 19, Pa.	12,000.00
Harry Harris 644 Kirkpatrick Street 1 sty. brick structure in rear on Belinda St. Lot 20x111.86 ft.	Edward M. Goldston 5453 Covode St. Pittsburgh 17, Pa. c/o Leo B. Shapero Agency B. F. Jones Building Pittsburgh 19, Pa.	1,360.00
Robert Wasył 31-33 Wooster Street Lot 26.49x57.5 ft.	James T. Goode 525 Fifth Avenue Pittsburgh 19, Pa.	356.00
John B. Culbertson 5121-5123 Libert Avenue 2 2½ sty. frame dwellings. Lot 50x120 feet.	J. R. Plymire 406 Berger Building Pittsburgh 19, Pa.	14,261.00
Mary E. Vaughn 325-327 E. Carson Street 2 3-sty. br. store & dwlgs. Lot 44x100 ft.	Pittsburgh Terminal Warehouses, Inc. J. E. Headley, President 315 E. Carson Street Pittsburgh 19, Pa.	7,269.00
Adam M. Holler 1800 W. Carson St. Lot 34.07 x avg. 104.53x19 ft. Be it understood that the grantee or his successors in title hereby covenant and agree that if at any time in the future the City of Pittsburgh by proper action widens Carson Street by taking for street purposes that portion of the property between the northerly line of Carson Street and a line 20 feet distant from and parallel thereto, no claim for damages will be filed or expected by the above grantee or his successor in title.	Joe and Ruth Wiseman 1512 Beechwood Blvd. Pittsburgh, Pa.	2,850.00

Marjorie Gloeckner Lot No. 17 to No. 35 inclu. and part of Lots Nos. 36, 37, 38 and 39. Approximately 139,695 square ft. Being part of a property acquired by Sheriff Sale No. 480 October Term, 1954. Greenleaf Place be- tween Greenleaf and Fingal Street.	M. F. H. Builders, Inc. 972 Banksville Ave. c/o Elmer J. Falavolito 280 Ringold Ave. Pittsburgh 5, Pa.	5,000.75
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No claim for damages shall be filed by the Grantee or his successor in interest against the City of Pittsburgh for subsequent street grading.

John T. Myers 330 Junius St. Lots Nos. 10, 11, 12 and 13. 100x100 ft.	Nathaniel and Corrine Camp 172 Junius St. Pittsburgh 20, Pa.	375.00
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Malsch Properties John G. Malsch 909 Reedsdale Street 3 sty. brick hotel building Lot 22x100 Reedsdale Street, between Galveston and Sturgeon St. Henry Malsch 911 Reedsdale Street, between Manchester and Stengel Sts. 2 story brick dwelling. Lot 20.42 x avg. 58x20.86 rear. Frederick Malsch, 915 Reedsdale St., cor. Stengel St. Lot 63.9x100 ft.	William E. Miller, Jr., 4554 Wm. Flynn Highway Allison Park, Penna.	42,050.00
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Clarence A. Pearson No. 5 113 Arch Street 2 sty. fra. dwlg. Lot 40x50 ft.	Joseph P. Breen - Walter A. Breen, Jr. 2401 Wylie Avenue Pittsburgh 19, Pa.	916.50
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L. C. Wick Lot No. 29—Pemberton St. Bet. Campus and Wapello St., Lot 40x130 ft.	Edwin C. and Margaret M. Moore 3717 Brighton Rd. Pittsburgh 12, Pa.	2,537.30
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Anna B. Holste 1438 Arnold St. Cor. Berger St. 2 sty. br. veneer hse. 4 lots 26.22x100 each 1 lot 33.42x100x18.19 rear.	Jos. A. Lannis - John Lannis 379 Flowers Avenue Pittsburgh 7, Pa.	7,251.50
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Passed November 10, 1958.

Approved November 19, 1958.

Resolution Book 14, Page 666.

## No. 424

Whereas, At Viewers Proceedings in the Court of Common Pleas at No. 2331 July Term, 1945, a sewer assessment was made against the property of Marie B. Steinkamp, being designated in said proceedings as V-26, in the sum of \$200.00; and

Whereas, It has been ascertained that said assessment was entered in error, in that the property is not served by said sewer but is served by a private sewer on Milan Avenue; Now, Therefore, Be It

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy, without payment, a lien against

the property of Marie B. Steinkamp at M. L. D. 146, April Term, 1946.

Passed November 10, 1958.

Approved November 19, 1958.

Resolution Book 14, Page 668.

## No. 425

Whereas, In Viewers' Proceedings in the Court of Common Pleas of Allegheny County at No. 1922 January Term, 1958, Viewers were appointed to assess damages and benefits arising from the grading, paving and curbing of Barbadoes Avenue, 19th Ward, City of Pittsburgh; and

Whereas, In said proceedings a certain lot designated therein as V-12, in the name of Walter T. and Anne F. Pocernickie, was assessed in the sum of \$615.00; and

Whereas, In proceedings at No. 3391 April Term, 1948, for the grading, paving and curbing of Woodbourne Avenue, the same property was assessed at \$342.50 for the paving of said Woodbourne Avenue; and

Whereas, This assessment made in the improvement of Barbadoes Avenue did not take into consideration the assessment made on the improvement of Woodbourne Avenue; Now, Therefore, Be It

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy the assessment against Walter T. and Ann F. Pocernickie in the amount of \$615.00, at No. 1922 January Term, 1958, upon payment of \$225.00, with interest thereon from July 25, 1958.

Passed November 10, 1958.

Approved November 19, 1958.

Resolution Book 14, Page 668.

## No. 426

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Vincent P.

Daniele and Anna Daniele, 1721 Fallowfield Avenue, Pittsburgh 16, Pa., in the sum of \$445.07 in full settlement of claim against the City of Pittsburgh for extra plumbing work in May of 1958 installing new sewer at above address due to improperly installed City sewer; and charge same to Code Account No. 46, Judgments.

Passed November 10, 1958, by a two-thirds vote.

Approved November 19, 1958.

Resolution Book 14, Page 669.

## No. 427

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Transamerican Freight Lines, Inc., 1700 N. Waterman Avenue, Detroit 9, Michigan, in the sum of \$135.00 in full settlement of claim against the City of Pittsburgh for truck struck by Bureau of Refuse truck at 2212 Noblestown Road on September 4, 1958; and charge same to Code Account No. 46, Judgments.

Passed November 10, 1958, by a two-thirds vote.

Approved November 19, 1958.

Resolution Book 14, Page 669.

## No. 428

Resolved, That the depositories of moneys of the City of Pittsburgh shall be and are hereby designated as follows for 1959:

Active Account—General Funds

Fidelity Trust Company

Mellon National Bank and Trust Co.

Peoples First National Bank & Trust Company

Active Account—City of Pittsburgh

Payroll Account

Mellon National Bank and Trust Co.

Peoples First National Bank & Trust Company

Active Account—Bond Funds

Mellon National Bank and Trust Co.

Active Account—Special Trust Funds  
Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust  
Company

Active Account—Water Funds  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust  
Company

Active Account—City of Pittsburgh  
Employees' Withholding Fund  
Peoples First National Bank & Trust  
Company

Active Account—City of Pittsburgh  
Employees' United Fund Contributions  
Peoples First National Bank & Trust  
Company

Active Account—City of Pittsburgh  
Employees' Social Security  
Contribution Account  
Mellon National Bank and Trust Co.

Inactive Account—General Funds  
Allegheny Trust Company  
Commonwealth Trust Company of  
Pittsburgh  
Fidelity Trust Company  
Hill Top Bank  
Iron & Glass Dollar Savings Bank  
Mellon National Bank and Trust Co.  
North Side Deposit Bank  
Peoples First National Bank & Trust  
Company  
Provident Trust Company  
St. Clair Deposit Bank of Pittsburgh  
West End Bank  
Western Pennsylvania National Bank  
(Washington Trust Office)  
William Penn Bank of Commerce

Inactive Account—Special Trust Funds  
Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust  
Company

Inactive Account—Water Funds  
Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust  
Company

Inactive Account—Bond Funds  
Commonwealth Trust Company of  
Pittsburgh  
Fidelity Trust Company  
Mellon National Bank and Trust Co.  
Peoples First National Bank & Trust  
Company  
Western Pennsylvania National Bank  
(Washington Trust Office)

Read and adopted November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 669.

## No. 429

Whereas, The Department of Lands and Buildings plans to rehabilitate the heating plant at the North Side Carnegie Library which supplies heat to the Library building and also to the Buhl Planetarium; and

Whereas, The Buhl Planetarium is operated by a non-profit corporation for the benefit of the public, and contributes in a large measure to the educational, cultural and scientific advancement of the City of Pittsburgh; and

Whereas, The Planetarium, which was constructed on public square property leased by the City to the Buhl Foundation, will revert to the City on the expiration of the lease; Now, Therefore, Be It

Resolved, That the new heating plant in the North Side Carnegie Library Building be designed so as to provide for the supply of heat to the Library building and also to the Buhl Planetarium; and, Be It Further

Resolved, That the City of Pittsburgh continue to supply heat to the Buhl Planetarium upon the rehabilitation of the heating plant at the North Side Carnegie Library building.

Passed November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 670.

## No. 430

Whereas, John F. Donley, Jr., and Charles W. Haus have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Almos D. Neeld, Jr., for the sum of \$500.00, and described as follows:

20th Ward, Pittsburgh, Lot 50x112.7  
Louisiana Avenue No. 27, Colonial Place  
Plan, Plan Book Volume 19, Page 189.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 671.

## No. 431

Whereas, Matthew J. Kaczmarek and Ann T. Kaczmarek, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1944, from Samuel A. and Lousetta Jennings, and on June 5, 1950, from Frederick E. Davis, for the sum of \$1,200.00, and described as follows:

28th Ward, Pittsburgh, three lots 25x100 each Jerome Street, Nos. 135, 136 and 137, Hethlon Plan, Plan Book Volume 17, Page 180.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action change the grade of Jerome Street and vacate Lohrman Way."

Passed November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 671.

## No. 432

Whereas, Frank A. Magnotta has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Clara Martha Mueller or Moeller and Mary Wasylik Siemsen, for the sum of \$2,000.00, and described as follows:

19th Ward, Pittsburgh, two lots 30x100 Broadway Avenue Nos. 779 and 780, West Liberty 2nd Plan, Plan Book Volume 20, Page 116.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 672.

## No. 433

Whereas, Carmelo Rizzo has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1951, from Elizabeth C. Benton and Veronica Pizzo, for the sum of \$200.00, and described as follows:

19th Ward, Pittsburgh, Lot 50x24 Ulysses Street Part No. 103, T. J. Bigham and W. O. Leslies, Extension of Mt. Washington, Plan Book Volume 1, Page 175.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby



by authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 672.

## No. 434

Whereas, Louis Steinbach has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Thomas Lazear, for the sum of \$750.00, and described as follows:

5th Ward, Pittsburgh, Lot 30.24 x avg. 55x35.48 rear Bedford Avenue between Kirkpatrick and Erin Streets No. 7, Moore's Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 673.

## No. 435

Whereas, George Stern and Marian Stern, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Mortgage Company of Pennsylvania, for the sum of \$400.00, and described as follows:

14th Ward, Pittsburgh, Lot 40x100 Fernwald Road No. 55. Park Edge Acres Plan, Plan Book Volume 32, Page 91.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 673.

## No. 436

Whereas, Charles W. Taylor and Edna M. Taylor, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Frederick E. Davis, for the sum of \$400.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x100 Jerome Street No. 148, Hethlon Plan, Plan Book Volume 17, Page 180.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action change the grade of Jerome Street and vacate Lohrman Way."

Passed November 17, 1958.

Approved November 21, 1958.

Resolution Book 14, Page 673.

## No. 437

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Stephen Delli Gatti and Veronica M. Delli Gatti, 2044 Redrose Avenue, Pittsburgh 10, Pa., in the sum of \$139.93 in full settlement of claim against the City of Pittsburgh for parked car in front of home damaged September 15, 1958, by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed November 17, 1958, by a two-thirds vote.

Approved November 21, 1958.

Resolution Book 14, Page 674.

## No. 438

Whereas, Harry E. Alberts, Jr., and Eleanor J. Alberts, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Frederick E. Davis, for the sum of \$1,200.00, and described as follows:

28th Ward, Pittsburgh, three lots 25x 100 each Jerome Street Nos. 138, 139 and 140, Hethlon Plan, Plan Book Volume 17, Page 180.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action change the grade of Jerome Street and vacate Lohrman Way."

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 674.

## No. 439

Whereas, Robert Bisek and Elsie V. Bisek, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Frederick E. Davis, for the sum of \$1,200.00, and described as follows:

28th Ward, Pittsburgh, three lots 25x 100 each Jerome Street Nos. 143, 144 and 145, Hethlon Plan, Plan Book Volume 17, Page 180.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action change the grade of Jerome Street and vacate Lohrman Way."

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 675.

## No. 440

Whereas, Philip Frasca has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from Annie C. Hartman, for the sum of \$800.00, and described as follows:

12th Ward, Pittsburgh, Lot 59.86x235.28 Dead Line between Lemington Avenue and Olivant Street, N. Hartman Plan, Block 173-E, Lot 75.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 675.

## No. 441

Whereas, Morris L. Lipsitz and Henrietta L. Lipsitz, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from Walter Bigger, for the sum of \$1,000.00, and described as follows:

15th Ward, Pittsburgh, Lot 37.68x120 Murray Avenue No. 116, Murray Avenue Rev. Plan, Plan Book Volume 23, Page 24.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 676.

## No. 442

Whereas, Vetter Homes, Inc., has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1956, from Yolanda Zaccardi, for the sum of \$500.00, and in addition thereto has agreed to pay the grading, paving and curbing costs and sewer costs assessed against the following described property:

29th Ward, Pittsburgh, Lot 65 x avg. 92.63x54.13 rear in all East Woodford Avenue Nos. 16 and 17; Block 95-D, Lot 197.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 676.

## No. 443

Resolved, That Resolution No. 362, approved October 2, 1958, authorizing the sale of a triangular lot 140x93x83 on Christopher Street, 10th Ward, to Joseph Kane, for the sum of \$500.00, be amended by striking out the name "Joseph Kane," and inserting in lieu thereof the names, "Joseph Kane and Violet Kane, his wife."

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 677.

## No. 444

Resolved, That the Mayor and Director of the Department of Lands and Buildings of the City of Pittsburgh are hereby authorized and directed to enter into a lease with Hill City Youth Municipality for rental of four offices on the first floor of property at 2038 Bedford Avenue, 5th Ward, for use of the Friendly Service Bureau of the Department of Public Safety, for a term of one year, commencing January 1, 1959, and expiring December 31, 1959, for a total rental of \$1,200.00, payable in monthly installments of \$100.00 each, chargeable to and payable from Code Account No. 1361, Miscellaneous (Rent); and Be It Further

Resolved, That the lease shall contain such other terms and conditions as shall in form be approved by the City Solicitor.

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 677.

## No. 445

Whereas, Under Title I of the Housing Act of 1949, as amended, and the Housing Act of 1954, the Housing and Home Finance Administrator is authorized to extend financial assistance to localities in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

Whereas, It is desirable and in the public interest that the Urban Redevelopment Authority of Pittsburgh prepare surveys and plans, presently estimated to cost approximately One Hundred Ninety-Six Thousand (\$196,000.00) Dollars, in order to undertake and carry out an urban renewal project of the character contemplated by Section 110(c) of said Title I, in that certain area, proposed as an Urban Renewal Area, situated in the City of Pittsburgh, County of Allegheny and State of Pennsylvania, and described as follows:

Bounded by Colbert and Boyd Streets on the West; Fifth Avenue and Our Way on the North; Pride Street and Stevenson

Street on the East; and Bluff Street on the South.

Whereas, The above-cited Federal law requires as a condition to the execution of a contract for a loan and capital grant for an urban renewal project that the locality present to the Housing and Home Finance Administrator a workable program, as set forth in Section 101(c) of said Title I for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight, to encourage needed urban rehabilitation, to provide for the redevelopment of blighted, deteriorated, or slum areas or to undertake such other feasible community activities as may be suitably employed to achieve the objectives of such a program; and

Whereas, It is recognized that contracts for loans and capital grants for urban renewal projects will require, among other things, (1) the approval of the urban renewal plan by the governing body of the locality in which the project is situated; (2) the provision of local grants-in-aid which may consist of donations of cash, land, demolition or removal work, and the installation, construction or reconstruction of streets, utilities, parks, playgrounds or other improvements or the provision of other public buildings or facilities; and (3) the development of a feasible method for the relocation of families displaced from the urban renewal area.

Now, Therefore, Be It Resolved By the City of Pittsburgh:

Section 1. That the proposed Urban Renewal Area described above is a slum blighted, deteriorated or deteriorating area appropriate for an urban renewal project and that the undertaking by the Urban Redevelopment Authority of Pittsburgh of surveys and plans for an urban renewal project of the character contemplated by Section 110(c) of the Housing Act of 1949, as amended and supplemented, in the proposed Urban Renewal Area described above, is hereby approved.

Section 2. That the financial assistance provided under said Title I to assist urban renewal projects is needed and that the Housing and Home Finance Administrator is hereby requested to reserve for an urban renewal project in the proposed Urban Renewal Area described

above, Federal capital grant funds in an amount sufficient to enable the Urban Redevelopment Authority of Pittsburgh to finance the undertaking of the project.

Section 3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the requirements of said Title I respecting the workable program mentioned above, and that it is the sense of this body (a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with said Title I, can be prepared, and (b) that local grants-in-aid, consisting of donations of cash, land, demolition or removal work, and installation, construction or reconstruction of streets, utilities, parks, playgrounds or other improvements or the provision of other public buildings or facilities, necessary for carrying out in the Urban Renewal Area, the urban renewal objectives of said Title I in accordance with the urban renewal plan, can and will be provided in an amount which will not be less than one-third of the net project cost and which, together with the Federal capital grant, will be generally equal to the difference between gross project costs and the proceeds or value of project land sold, leased or retained for use in accordance with the urban renewal plan.

Section 4. That the filing of an application by the Urban Redevelopment Authority of Pittsburgh for an Advance of funds from the United States of America in an amount not to exceed \$196,000.00 for surveys and plans for an urban renewal project in the urban renewal area described above is hereby approved, and that the Executive Director is hereby authorized and directed to execute and file such Application with the Housing and Home Finance Administrator, and to provide such additional information and to furnish such documents as may be required by said Administrator, and to act as the authorized representative of the Urban Redevelopment Authority of Pittsburgh.

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 677.

## No. 446

Resolved, that the City Treasurer be and he hereby is authorized and directed to exonerate the following City taxes against John and Mary Gasper, First (1st) Ward, for the reason that an examination of the records reveals the assessment to be placed in the exempt classification, the property having been used for State Highway Route 764, Sec. C-S, July 16, 1952.

1953-----\$258.24

1954-----258.24

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the lien, charging the costs to the City of Pittsburgh.

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 679.

## No. 447

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the sum of \$932.51 in settlement of delinquent metered water charges billed the property of William H. and Jennie G. Whitman, 2208 Fifth Avenue and Rear, 4th Ward, for the 4th quarter of 1952 and the years 1953, 1954, 1955, 1956 and 1957.

Passed November 24, 1958.

Approved November 28, 1958.

Resolution Book 14, Page 679.

## No. 448

Whereas, Ordinance No. 159, approved May 27, 1954, authorized and directed the execution of an Agreement with the School District of Pittsburgh for the use of certain facilities owned by the School District after school hours and during the daylight hours during the summer months, when the schools are closed, in order to give a well-rounded recreational program to the people of Pittsburgh, and

Whereas, This Agreement has been in effect since the date of its execution through the balance of 1954, and the years of 1955 through 1958, and

Whereas, The City of Pittsburgh, Department of Parks and Recreation desires to renew the Agreement for the winter, summer and fall sessions of 1959, as provided for in Paragraph 5 of the Agreement, Now, Therefore, Be It

Resolved, That the Mayor and the City Council do hereby express desire to renew said Agreement for the recreation sessions of 1959, that is to say, from January 1st, 1959, through December 31st, 1959; the City of Pittsburgh to reimburse the School District of Pittsburgh in an estimated amount negotiated, or to be negotiated, by the respective parties, and to enter into a written renewal Agreement covering any changes.

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 680.

## No. 449

Whereas, Samuel H. Allen has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Ernest F. and Paul H. Rohrkaste, for the sum of \$400.00, and described as follows:

16th Ward, Pittsburgh, two lots 25.6x 138 each Cobden Street between Salisbury and Eleanor Streets Nos. 20 and 21, Ammon and Stengel Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 680.

## No. 450

Whereas, Jos. H. Bliss has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 3, 1946, from Arthur C. Provanché, and on June 5, 1950, from Hazel Fisher et al or Hazel B. Fischer, for the sum of \$1,-200.00, and described as follows:

32nd Ward, Pittsburgh, Lot 30x142.82 Dartmore Street No. 13, Lot 30 x avg. 139.18 Dartmore Street No. 14, Inglewood Gardens Plan, Plan Book Volume 30, Page 118.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 681.

## No. 451

Whereas, Charles J. Hamilton and Geraldine T. Hamilton, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from John M. Mason, for the sum of \$300.00, and described as follows:

13th Ward, Pittsburgh, Lot 25x95 Singer Place No. 58, Mellon Subd. Plan, Plan Book Volume 18, Page 133.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court pro-

ceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 681.

## No. 452

Whereas, A. B. Holmes and Ora Lee Holmes, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from R. V. or R. W. Pitcairn (Committee), for the sum of \$2,000.00, and described as follows:

29th Ward, Pittsburgh, seven lots 25x100 each Minooka Street Nos. 78 to 84, inclusive, Lot 54.83x100x12.5, more or less, Minooka Street No. 85, Ogontz Place Plan, Plan Book Volume 17, Page 92.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action improve Minooka Street to the established grade and to the cuts or fills resulting therefrom."

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 681.

## No. 453

Whereas, William F. Motz has submitted a proposal to the Department of

Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from Emma Fay, for the sum of \$650.00, and described as follows:

19th Ward, Pittsburgh, Lot 40x100 Woodward Avenue through to Plainview Avenue between Belle Isle and Templeton No. 40, Hughey Farm Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 682.

## No. 454

Whereas, Anthony P. Piels and Josephine M. Piels, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 2, 1947, from James C. McGill, for the sum of \$150.00, and described as follows:

29th Ward, Pittsburgh, Lot 25x150 Horning Avenue No. 20, Sunnyside Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 682.

## No. 455

Whereas, Peter Rauch Co., a partnership composed of Leonard A. Rauch and Theodore A. Rauch, has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from H. P. Burgwin, for the sum of \$3,000.00, and described as follows:

16th Ward, Pittsburgh, 2.5 Acres of land Mountain Avenue corner Dawes (Luther) Street Nos. 11 and 12, Plan No. 4 in Partition of the Estate of Mrs. S. M. Phillips, Plan Book Volume 7, Pages 210 and 211.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provisions:

"The grantor shall have the right at any time to reenter upon and occupy all that certain twenty (20) feet of land abutting on Mountain Avenue for the purpose of the widening thereof, and the grantor shall also have the right to reenter upon and occupy all that certain piece of ground at the angle in Mountain and Dawes (Gunkel, Luther) Street, having a radius of 20 feet, without compensation to the grantee, or its successors in title."

"The grantee, or its successors in title, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action improve Jonquil Street and/or Dawes (Gunkel, Luther) Street to the established grade and to the cuts or fills resulting therefrom."

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 683.

## No. 456

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed conveying to Elvera H. Traister, for the sum of \$600.00, all the right, title and interest of the City, including release of all municipal claims and City taxes, in and to the following property:

All those two certain lots or pieces of ground situate in the 14th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 138 and 140 in Denniston Park Plan, Plan Book Volume 29, Page 161, bounded and described as follows:

### LOT NO. 138:

Beginning at a point on the Northerly line of Pocono Street at the dividing line between Lots Nos. 138 and 139; thence along said Pocono Street in a westerly direction, a distance of 25 feet to the dividing line between Lots Nos. 137 and 138; thence along said dividing line in a Northerly direction, a distance of 100 feet to line of Lot No. 225; thence along the dividing line between Lots Nos. 138 and 225, in an Easterly direction a distance of 25 feet to the dividing line between Lots Nos. 138 and 139, aforesaid; thence along said dividing line in a Southerly direction a distance of 100 feet to Pocono Street at the place of beginning. Being designated as Block 129-G, Lot 166, in the records of the Deed Registry Office of said County.

### LOT NO. 140:

Beginning at a point on the Northerly line of Pocono Street at the dividing line between Lots Nos. 140 and 141 in said plan; thence along said Pocono Street in a Westerly direction a distance of 25 feet to the dividing line between Lots Nos. 139 and 140; thence along said dividing line in a Northerly direction, a distance of 100 feet to the line of Lot No. 223; thence along the dividing line between Lots Nos. 223 and 140, in an Easterly direction a distance of 25 feet to the dividing line between Lots Nos. 140 and 141 aforesaid; thence along said dividing line in a Southerly direction a distance of 100 feet to Pocono Street at the place of beginning. Being designated as Block 129-G, Lot 164, in the records of the Deed Registry Office of said County.



Being the same property which the City acquired by Sheriff's deed from John E. Born recorded in Deed Book Volume 2548, Page 343.

Provided, the balance of the purchase price shall be paid within 90 days from the date hereof, otherwise previous payments shall be forfeited and this agreement to sell shall be declared null and void; and Be It Further

Resolved, That Resolution No. 356 of 1957 authorizing the sale of said lots to Arthur B. Traister and Elvera H. Traister be and the same is hereby repealed.

Passed December 1, 1958.

Approved December 2, 1958.

Resolution Book 14, Page 683.

## No. 457

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Frederick G. Rossman and Eleanor A. Rossman, 77 Harwood Street, Pittsburgh 11, Pa., in the sum of \$418.20 in full settlement of claim against the City of Pittsburgh for sidewalk and curb on Eureka Street side of above property damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed December 1, 1958, by a two-thirds vote.

Approved December 2, 1958.

Resolution Book 14, Page 684.

## No. 458

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Alfons Schwartzmiller and Nationwide Mutual Insurance Co., Box 511, 437 N. Main Street, Butler, Pa., in the sum of \$196.91 in full settlement of claim against the City of Pittsburgh for parked car at Homestead Packing Co. on 2nd Avenue, damaged September 2, 1958, by Bureau of Refuse truck; and charge same to Code Account No. 46, Judgments.

Passed December 1, 1958, by a two-thirds vote.

Approved December 2, 1958.

Resolution Book 14, Page 685.

## No. 459

Resolution authorizing the return of an amount of \$943.51 to the Pittsburgh Park and Playground Society, same being the portion remaining in Code Account JPTF, Jefferson Parklet Trust Fund, of the original amount of \$12,500.00 given to the City in 1956 by the aforesaid Society to be used for the development of a parklet on Jefferson Playground.

Whereas, The City of Pittsburgh as the owner of a tract of land known as Jefferson Playground desired to have the land developed as a parklet for the use and benefit of the public and exclusively for charitable, educational and recreational purposes; and

Whereas, The estimated cost of the parklet to be developed on the said Jefferson Playground was \$12,500.00, except for fencing and bituminous surfacing; and

Whereas, The Pittsburgh Park and Playground Society, a non-profit corporation organized and existing under the laws of the Commonwealth of Pennsylvania, offered to pay an amount not in excess of \$12,500.00 for the development of Jefferson Playground as a parklet, including payments for planting, play equipment, grading and construction work but excluding fencing and bituminous surfacing, subject to certain terms and conditions; and

Whereas, The Council of the City of Pittsburgh accepted with gratitude the generous offer of the Pittsburgh Park and Playground Society (see Resolution No. 541 dated November 14, 1956); and

Whereas, The actual cost of the development of the parklet was \$11,556.49, excluding fencing and bituminous surfacing; Now, Therefore, Be It

Resolved, That the City of Pittsburgh does hereby return to the Pittsburgh Park and Playground Society the sum of \$943.51, same being the unused balance

of the original grant of \$12,500.00 received from the Society for the purpose outlined herein.

Passed December 8, 1958.

Approved December 15, 1958.

Resolution Book 14, Page 685.

## No. 460

Resolved, That the Mayor and the Director of the Department of Parks and Recreation be authorized to execute in behalf of the City of Pittsburgh an agreement wherein the Commonwealth of Pennsylvania grants to the Pittsburgh Bicentennial Association the right to use and occupy a portion of Point State Park during the Bicentennial Celebration.

Passed December 8, 1958.

Approved December 15, 1958.

Resolution Book 14, Page 686.

## No. 461

Whereas, Harry Decanini and Catherine C. Decanini, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from Stella Horen, for the sum of \$800.00, and described as follows:

19th Ward, Pittsburgh, Lot 30x100 Broadway Avenue No. 774, West Liberty 2nd Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 8, 1958.

Approved December 15, 1958.

Resolution Book 14, Page 686.

## No. 462

Whereas, Eastern Highlands Realty Co. has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1948, from John M. Weller, for the sum of \$250.00, and described as follows:

12th Ward, Pittsburgh, Lot 24x105x35.37 rear Montezuma Street corner of Arbor Way No. 19, Highland Park Plan, Plan Book Volume 11, Page 132; reserving therefrom for street purposes a portion of the aforesaid lot at the intersection of Montezuma Street and Arbor Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 8, 1958.

Approved December 15, 1958.

Resolution Book 14, Page 686.

## No. 463

Whereas, James B. Sears and Elsie R. S. Sears, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from W. A. Hoeveler, for the sum of \$200.00, and described as follows:

8th Ward, Pittsburgh, Lot 20x100 Aloe Street No. 26, Wray and Hoeveler's Plan, Plan Book Volume 3, Page 78.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No.

514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 8, 1958.

Approved December 15, 1958.

Resolution Book 14, Page 687.

## No. 464

Whereas, John W. Bobak and Bertha J. Bobak, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 3, 1946, from Sarah Frances Eckman, for the sum of \$600.00, and described as follows:

31st Ward, Pittsburgh, two lots 64.19 x avg. 113.48x45.65 rear Mifflin Road Nos. 19 and 20, McElhaney Estate Plan, Plan Book Volume 17, Page 198.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That Resolution No. 105, approved April 2, 1958, authorizing the sale of Lots Nos. 18, 19 and 20 on Mifflin Road, 31st Ward, to John W. Bobak and Bertha J. Bobak, his wife, for the sum of \$900.00, be and the same is hereby repealed.

Passed December 15, 1958.

Approved December 18, 1958.

Resolution Book 14, Page 687.

## No. 465

Whereas, Harry Eisenfeld has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on

June 7, 1948, from Kate M. Shannon and Maggie B. or Margaret B. Tipping Heirs, for the sum of \$800.00, and described as follows:

10th Ward, Pittsburgh, two lots 20x100 Fannel Street near Columbo Street No. 72 and 73, J. Walter Hays Plan, Plan Book Volume 8, Page 328.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 15, 1958.

Approved December 18, 1958.

Resolution Book 14, Page 688.

## No. 466

Whereas, Frank J. Gabriel has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from A. Kirkpatrick, for the sum of \$1,050.00, and described as follows:

28th Ward, Pittsburgh, three lots 25x 100 each Arnold Street Nos. 322, 323 and 324, West Pittsburgh Plan, Plan Book Volume 18, Page 49.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 15, 1958.

Approved December 18, 1958.

Resolution Book 14, Page 688.

## No. 467

Whereas, George V. Klotzbaugh has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Thomas J. Jr. and Ethel M. Alego, for the sum of \$1,125.00, and described as follows:

28th Ward, Pittsburgh, two lots 25x100 each Arnold Street near Roundtop, Irregular lot 9 84x100x56.81 Arnold Street Nos. 330, 331 and 332, West Pittsburgh Plan, Plan Book Volume 18, Page 49; reserving therefrom for street purposes a portion of Lots Nos. 331 and 332 at the intersection of Arnold Street and Roundtop Avenue, having a radius of 20 feet, and also reserving therefrom for street purposes a portion of Lot No. 332 at the intersection of Roundtop Avenue and Glazner Way, having a radius of 10 feet.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 15, 1958.

Approved December 18, 1958.

Resolution Book 14, Page 689.

## No. 468

Whereas, Theodore Klotzbaugh has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 5, 1944, from Mathias J. Engle, Jr., and on June 4, 1945, from John H. Sweer, for the sum of \$1,050.00, and described as follows:

28th Ward, Pittsburgh, three lots 25x100 each Arnold Street Nos. 325, 326 and 321, West Pittsburgh Plan, Plan Book Volume 18, Page 49.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 15, 1958.

Approved December 18, 1958.

Resolution Book 14, Page 689.

## No. 469

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept the amount of \$426.00 in settlement of metered water charges billed the property of Trinity Baptist Church, 3412 Ligonier Street, Sixth Ward, for the years 1919, 1920, 1921, 1922, 1923, 1924, 1928 and 1930.

Passed December 15, 1958.

Approved December 18, 1958.

Resolution Book 14, Page 690.

## No. 470

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Charles Carothers, 3314 Brighton Road, Pittsburgh 12, Pa., in the sum of \$389.42 in full settlement of claim against the City of Pittsburgh for car damaged October 23, 1958, in front of home by police ambulance; and charge same to Code Account No. 48, Judgments.

Passed December 15, 1958, by a two-thirds vote.

Approved December 18, 1958.

Resolution Book 14, Page 690.

## No. 471

Resolved, That the Mayor be and he is hereby authorized and directed to issue,

and the City Controller to countersign, a warrant in favor of Lawrence D. Elter, Veronica C. Elter, Alberta A. Skotarczak and Martha P. Totaro, c/o Harold Smith Haller, Esq., 2005A Law & Finance Bldg., Pittsburgh 19, Pa., in the sum of \$480.00 in full settlement of claim against the City of Pittsburgh for sidewalk on Portland Street and Stanton Avenue sides of property at 5611 Stanton Avenue damaged by tree roots; and charge same to Code Account No. 46, Judgments.

Passed December 15, 1958, by a two-thirds vote.

Approved December 18, 1958.

Resolution Book 14, Page 690.

## No. 472

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Employers' Fire Insurance Company, 535 Fifth Avenue, Pittsburgh 19, Pa., in the sum of \$300.00 in full settlement of claim against the City of Pittsburgh for injuries sustained by Catherine Mason on North Homewood Avenue sidewalk of 7200 Monticello Street owned by Kenneth and Elizabeth Jennings on July 25, 1958; and charge same to Code Account No. 46, Judgments.

Passed December 15, 1958, by a two-thirds vote.

Approved December 18, 1958.

Resolution Book 14, Page 691.

## No. 473

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ann Pampino and Donald Pampino, 1126 Montezuma Street, Pittsburgh 6, Pa., in the sum of \$989.23 in full settlement of claim against the City of Pittsburgh for property at above address damaged July 31, 1958, due to backing up of storm sewer; and charge same to Code Account No. 46, Judgments.

Passed December 15, 1958, by a two-thirds vote.

Approved December 18, 1958.

Resolution Book 14, Page 691.

## No. 474

Whereas, Robert Bisek and Elsie V. Bisek, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, from Ishan A. Carter, for the sum of \$800.00, and described as follows:

28th Ward, Pittsburgh, two lots 25x 100 each Jerome Street Nos. 146 and 147, Hethlon Plan, Plan Book Volume 17, Page 180.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action change the grade of Jerome Street and vacate Lohrman Way."

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 691.

## No. 475

Whereas, The City of Pittsburgh by authority of Resolution No. 545, approved September 9, 1895, acquired certain property in the 19th Ward, City of Pittsburgh, from the Point Bridge Company; and

Whereas, The property is no longer needed for public purposes; and

Whereas, V. I. Maitland and John I. Maitland have submitted a proposal to the Department of Lands and Buildings for the purchase of a portion of said property; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed to V. I. Maitland and John I. Maitland, conveying all the City's right, title and interest in the following described property:

All that certain lot or piece of ground situate in the 19th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being bounded and described as follows, to-wit:

Beginning at a point on the Northerly Required Right-of-way line of Ramp "A" of the Fort Pitt Bridge at its intersection with line of land of V. I. Maitland and John I. Maitland; thence along lands of V. I. Maitland and John I. Maitland, by the arc of a circle curving to the left, having a radius of 80 feet, for a distance of 45.79 feet to a point of tangency; thence by line of lands of V. I. Maitland and John I. Maitland and of the Pittsburgh and Lake Erie Railroad North 52° 24' 58" East for a distance of 107.60 feet to a point on line of lands of the Pittsburgh and Lake Erie Railroad, said point also being South 52° 24' 58" West a distance of 41.74 feet from Station 149 + 60.8 on the Monumented Base Line of the Pittsburgh and Lake Erie Railroad; thence along line of lands of the Pittsburgh and Lake Erie Railroad South 48° 29' East for a distance of 56.01 feet to a point on line of lands of the Pittsburgh and Lake Erie Railroad; thence along line of lands of the Pittsburgh and Lake Erie Railroad and of the County of Allegheny South 52° 24' 58" West a distance of 128.98 feet to a point on the Northerly Required Right-of-way line of Ramp "A" of the Fort Pitt Bridge; thence along said Northerly Required Right-of-way line of Ramp "A" of the Fort Pitt Bridge by the arc of a circle curving to the left having a radius of 1258.00 feet, a distance of 75.37 feet to the point at the place of beginning. Containing 7,635 square feet.

Provided, that the balance of the purchase price, namely \$2,250.00, shall be paid within 90 days from the date hereof,

otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; and Be It Further

Resolved, That the deed shall contain the following provisions:

"Reserving, however, to the City of Pittsburgh its 30" terra cotta sewer pipe line constructed over and across said property, and the right to enter on the same for the purpose of servicing, maintaining, repairing, relaying, replacing or removing said sewer line, and the grantees, for themselves, their heirs and assigns, hereby covenant and agree that no building or structure of any kind shall be constructed over the aforesaid sewer line."

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no advertising signs shall be erected on the aforesaid property."

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 692.

## No. 476

Whereas, Joseph J. Karlovits and Katherine Karlovits, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July 5, 1949, from H. C. McGraw, for the sum of \$300.00, and described as follows:

9th Ward, Pittsburgh, Lot 20x100 Main Street between Geneva and Davison No. 14, Siebert and Wilhelm's Plan, Plan Book Volume 3, Page 162.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 693.

## No. 477

Whereas, Clarence B. Watkins, Trustee under the will of Thomas A. Watkins, Dec'd, has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June, 4, 1956, from Michael Lusnak, for the sum of \$400.00, and described as follows:

14th Ward, Pittsburgh, Lot 30 x 18 rear of Forbes Street, Block 86-F, Lot 219.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 693.

## No. 478

Whereas, Raymond L. West and Bessie H. West, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from Joseph and Anna Mulick #1, for the sum of \$750.00, and described as follows:

4th Ward, Pittsburgh, Lot 20.83 x 80 x 15.42 rear Ellers Street No. 23, two lots 20 x 80 Ellers between Whitridge and end of Street Nos. 24 and 25, Parkview Plan No. 2, Plan Book Volume 11, Page 86.

Therefore Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby

authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 694.

## No. 479

Whereas, Resolution No. 121, approved April 2, 1958, authorized the sale of Lots Nos. 326, 327 and 328 on Linview Avenue, 29th Ward, to Peter LaBash, Jr., and Bernardine LaBash, Jr., his wife, for the sum of \$1,200.00; and

Whereas, Peter LaBash, Jr., and Bernardine LaBash, Jr., his wife, have defaulted in the purchase of the aforesaid lots, and the hand money in the amount of \$120.00 is to be forfeited; now, therefore, be it

Resolved, That Resolution No. 121 of 1958 be and the same is hereby repealed.

Passed December 22, 1958.

Approved December 31, 1958

Resolution Book 14, Page 694.

## No. 480

Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against Gulf Oil Corporation in the 2nd Ward for the reason that the subject property was transferred to the Public Parking Authority of Pittsburgh on December 30, 1950 and the County failed to execute Late Transfer for the year 1951, for which year the property would have been exempt under the title of the Public Authority.

This adjustment is in accordance with Court Order at No. 1718 April Term 1953.

Year	Amount
1951-----	\$9,526.16

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 694.

## No. 481

Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against Globe Insurance Company of America in the First Ward for the reason that the subject property was transferred to the Public Parking Authority of Pittsburgh on December 30, 1950, and the County failed to execute Late Transfer for the year 1951, for which year the property would have been exempt under the title of the Public Parking Authority.

This adjustment is in accordance with Court Order at No. 1718 April Term 1953.

Year	Amount
1951-----	\$1,022.00

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 695.

## No. 482

Resolved, That the City Treasurer be and he hereby is authorized and directed to exonerate the following city taxes against County of Allegheny, City of Pittsburgh and School District of Pittsburgh No. 3, Thirteenth (13th) Ward, for the reason that the property is in the Exempt classification, being non-income property.

Year	Taxes
1951-----	\$ 14.84
1952-----	17.49
1953-----	16.96
1954-----	16.96

And Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they hereby are authorized and directed to satisfy the liens, charging the costs to the City of Pittsburgh.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 695.

## No. 483

Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against Harry O. McDonald, and Elsie M. McDonald, his wife, in the 20th Ward, for the following reason: that the above property was taken by condemnation dated January 26, 1951, and is in the Exempt classification, as per deed Reg. Corr. Slip, dated September 10, 1958.

Year	Taxes
1952-----	\$ 19.80
1953-----	19.20
1954-----	-9.20
1955-----	19.20

Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they are hereby authorized to satisfy the liens, charging the costs against the City of Pittsburgh.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 696.

## No. 484

Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against John and Susie Kish, 1st Ward, for the following reason: that the above property was condemned by the Commonwealth of Pennsylvania for State Highway Route No. 764 and is in the Exempt classification.

Year	Taxes
1953-----	\$250.24
1954-----	250.24
1955-----	250.24

Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they are hereby authorized to satisfy the liens, charging the costs against the City of Pittsburgh.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 696.



## No. 485

Resolved, That the City Treasurer be and he is hereby authorized and directed to exonerate the following City taxes against Constantine Kratses and Emmanuel A. Adams, First Ward, for the following reason: that the above property was condemned by the Commonwealth of Pennsylvania for State Highway Route No. 764 and is in the Exempt classification.

Year	Taxes
1953-----	\$443.20
1954-----	443.20
1955-----	443.20

Be It Further Resolved, That the proper officers of the City of Pittsburgh be and they are hereby authorized to satisfy the liens, charging the costs against the City of Pittsburgh.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 697.

## No. 486

Whereas, By authority of Ordinance 406, approved December 1, 1953, a tax was imposed upon certain classes of personal property, and

Whereas, The City, by agreement with the County of Allegheny, has paid annually the sum of \$8,000.00 for services in accepting personal property returns and the preparation of blotters for City tax application; Now, Therefore, Be It

Resolved, That the Mayor and the City Treasurer are hereby authorized and directed to enter into an agreement with the County of Allegheny upon the same terms and under the same conditions as the agreement dated December 27, 1957, to provide for the payment by the City to the County of the sum of not more than \$8,000.00 for services rendered by the County in accepting personal property returns and the preparation of blotters for City tax application for the year 1959.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 697.

## No. 487

Resolved, That the City Solicitor be and he is hereby authorized and directed to settle and discontinue the law suits against John A. Johnson & Sons at No. 1714 October Term 1953 and at No. 209 April Term 1953, upon payment of all record costs by defendants and upon receipt of \$1,500.00 from said defendants.

Passed December 22, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 697.

## No. 488

Whereas, Sam A. Lesante has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 1, 1953, from Mary F. or T. Stack, for the sum of \$1,200.00, and described as follows:

15th Ward, Pittsburgh, Lot 30x98.42 Murray Avenue near Hazelwood Avenue, Block 88-E, Lot 370.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 29, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 698.

## No. 489

Whereas, George G. Levin and Chas. J. Plessset have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property on Burleigh and Willoughby Streets acquired

at tax sales on June 5, 1944, from John A. Elliott, John D. Hodel, Mathilda E. Myers, Emma Cavett, Catherine Mifflin, Milton Kerns, Emily A. Cobb, Edward S. Marshall, George C. Bell, Mary L. Hindman, Marion B. & L. Association, Patrick Cunningham, Frank E. Cavett, Mary Feeney, Rosa Schultz, William T. and Genevieve Crane, Mary A. McDonald, George H. Danner and James C. Armour, on June 4, 1945, from Sheba Uiler and Joseph D. Weiss, on June 5, 1950, from Carrie McWilliams, Trustee for John A. McWilliams and Henry Edwards Miller, and on June 4, 1956, from Domenic Burello, Joseph J. Kelvington and James C. Armour, for the sum of \$4,000.00, and described as follows:

All those certain lots and parts of lots in the West Pittsburgh Terrace Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 18, Pages 192 and 193, and situate in the 28th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, lyin within the hereinafter described area:

Beginning at the southeast boundary corner of the aforesaid plan; thence North 58° 48' West 91.94 feet along the southerly boundary line of the plan to a point; thence, the following courses to the center line of Fifield Way:

- (1) North 12° 38' 55" East 88.04 feet,
- (2) North 13° 17' 30" West 265.49 feet,
- (3) North 32° 06' 05" West 322.27 feet,
- (4) North 11° 19' 05" East 103.53 feet,
- (5) North 31° 12' 00" East 2.50 feet;

thence South 58° 48' East 399.09 feet along the center line of Fifield Way to the easterly boundary line of the said plan; thence South 7° 14' West 566.33 feet along said boundary line to the place of beginning.

Conveyed hereby in the aforesaid West Pittsburgh Terrace Plan are (A) lots numbered 404 to 422, inclusive, and 479 to 482, inclusive, and (B) parts of lots numbered 401, 403, 423 to 431, inclusive, 474, 475, 476, 478 and 483 to 486, inclusive, having a combined area of 79,601 square feet or 1.827 acres.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition

the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Burleigh Street, a portion of Willoughby Street, Fifield Way, Gaza Way, Milnor Way and Yeckley Way."

Passed December 29, 1958.

Approved December 31, 1958.

Resolution Book 14, 698.

## No. 490

Whereas, George G. Levin and Chas J. Plesset have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 7, 1943, from Henry A. Meeker, on June 5, 1944, from J. Henry Johnson 2nd, Frank A. Ross, Edwin B. Quinn, Peter L. O'Hare, W. J. Bremen Estate, Ugo Capaccioli, R. M. Deener, John Schoepf, Agnes Lockhart, Mary A. Armour, John I. A. Mackey, Maggie M. Allen, J. A. and Nell McDonald, First National Bank of Cecil, Pa., William L. Cavett, Agnes Cavett, Emma Cavett, Thomas Scannell, Louise Craven, Walter E. Ferguson, Frederick G. Bauman, Jacob B. Haas, James John King, George H. and William F. Killmer or Killmer, Mary Erskine, Abigail Erskine, Helena Erskine, Arthur and Teresa Gehm, Mary L. Miller, George W. Miller, Jr., David W. Hilliard, Mary Feeney, Edward J. Rice No. 1, Catherine Lynch, Margaret McDonough, James Rooney, Mary McDonough, John J. Dooley, Agnes J. Ford, John L. Feerst, Vito Angelo, Thomas J. Cook, Minnie Hilliard, Helen R. Brennen, Thomas M. Jewell, Jennie Dunn, Rosa Schultz, Charles Danevitz, Thomas Earl Chilton, Richard Heineman Trustee, William C. H. Brandt, Myrtle Smith, Grace S. Remensnyder, Andrew Ebenhack, Wil-

Ham Joseph Quinlan, Thomas J. Kirkland, John A. Elliott, Marion B. & L. Association, Patrick Cunningham, Frank E. Cavett, William T. and Genevieve Crane, Mary A. McDonald, George H. Danner and James C. Armour, on June 4, 1945, from Jane B. Steen, Anna L. Sweeney, John Wade Lumber Co., John Weiss, Joseph D. Weiss, Clement A. and Dorothy F. Wilson, William R. Yates, Camella or Camilla C. Treasure, Amos or Amon L. Ulrick or Urick and Sheba Uiler, on June 5, 1950, from William Scannell, Frederick W. Schmacker or Schomaker, Henry Edwards Miller, Martin J. Connolly, Samuel McCune et al, and George R. H. Claus, on June 1, 1953, from Carrie Finnegan, and on June 4, 1956, from Paul Childs with notice to Ray N. Romah, Caroline Klimer, Albert J. Lloyd, Frederick J. Rupp, Domenic Burrello, Joseph J. Kelvington and James C. Armor, for the sum of \$16,000.00, and described as follows:

All those lots on Willoughby, Burleigh, Manley and Kinmount Streets in the 28th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 335, 336, 338 to 347 inclusive, 356, 357, 363 to 383 inclusive, 386 to 396 inclusive, 398 to 400 inclusive, 432 to 444 inclusive, 446, 448 to 450 inclusive, 453, 455, 457 to 468 inclusive, 471 to 473 inclusive, 488 to 499 inclusive, 502 to 507 inclusive and 518 and 519, West Pittsburgh Terrace Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 18, Pages 192 and 193; and all those portions of lots in the aforesaid West Pittsburgh Terrace Plan of Lots, numbered 401, 403, 423 to 431 inclusive, 474 to 476 inclusive, 478 and 483 to 486 inclusive, not heretofore conveyed.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provisions:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree to record a new subdivision for the aforesaid property within twelve (12) months from the date of delivery of the deed, the new subdivision to be in general accord with the Department of City Planning's Study of Revision of Street and Lot Patterns and Land Use in vicinity of Manley, Willoughby and Chessland Streets, 28th Ward, dated September 25, 1958."

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action vacate Burleigh Street, a portion of Willoughby Street, Fifield Way, Gaza Way, Milnor Way and Yeckley Way."

Passed December 29, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 699.

## No. 491

Whereas, William F. Motz has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sales on June 4, 1956, from Reginald Ernest Letcher and on June 5, 1944, from Louis Gatti, for the sum of \$750.00, and described as follows:

28th Ward, Pittsburgh, Lot 25x99.53 Ridenour Street No. 153, Block 40-F, Lot 155. Lot 25x99 Ridenour Street No. 154, Clinton Terrace Plan, Plan Book Volume 18, Page 198.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 29, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 700.

## No. 492

Whereas, William H. Steiner and Mary M. Steiner, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1950, from William D. Rowan, for the sum of \$300.00, and described as follows:

31st Ward, Pittsburgh, two lots 25x120 each Baltimore Street Nos. 191 and 192 Lincoln Place Plan, Plan Book Volume 16, Pages 150 and 151.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price; and Be It Further

Resolved, That the deed shall contain the following provision:

"The grantees, for themselves, their heirs and assigns, hereby covenant and agree that no claim for damages shall be made against the City of Pittsburgh should the City by proper action improve Baltimore Street to the established grade and to the cuts or fills resulting therefrom."

Passed December 29, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 701.

## No. 493

Whereas, The Pittsburgh Railways Company presently furnishes electric street railway service to that area of Pittsburgh lying south and west of the Ohio River, using the Point Bridge to enter and exit from the Downtown District; and

Whereas, As part of the Pittsburgh Renaissance, the Fort Pitt Bridge across the Monongahela River and the Fort Duquesne Bridge across the Allegheny River

are being constructed, and upon their completion the Manchester Bridge across the Allegheny River and the Point Bridge across the Monongahela River will be removed; and

Whereas, The efficient use of the re-developed Point area and the arterial highway system crossing and bordering it will be seriously impaired if mass transportation therein is effected through the medium of fixed track vehicles; and

Whereas, Motor bus mass transportation to that area of Pittsburgh lying south and west of the Ohio River will materially simplify construction of Point State Park and the streets adjacent thereto, the Fort Pitt Bridge and Tunnel and the Fort Duquesne Bridge and will increase the use value of each of those facilities when constructed; and

Whereas, Motor bus substitution will to the extent of the area affected provide modern, efficient mass transportation with consequent important reduction in traffic congestion; Now, Therefore, Be It

Resolved, That the Council of the City of Pittsburgh does hereby declare its intent to:

- a. Cooperate with Pittsburgh Railways Company in its proposed program to provide motor bus mass transportation to that area of Pittsburgh lying south and west of the Ohio River;
- b. Join with Pittsburgh Railways Company and the Commonwealth of Pennsylvania, acting through its Department of Highways, in determining the most efficient routes for such traffic during the construction of the highway facilities and after completion of those facilities;
- c. Aid the Pittsburgh Railways Company in its bus conversion program by relieving that Company of some or all of its obligations to remove rails and transmission facilities within City limits;
- d. Direct the City Solicitor, in behalf of the City of Pittsburgh, to join in the Pittsburgh Railways Company's efforts to obtain the approval of the Pennsylvania Public

Utility Commission of the proposed abandonment of electric street railway service and the substitution thereof of motor bus service;

- e. Extend to the Pittsburgh Railways Company and to the Commonwealth of Pennsylvania the aid of the City of Pittsburgh to effectuate an efficient traffic pattern into and through the Point area.

Passed December 29, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 701.

## No. 494

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ralph A. Frederick, c/o C. C. Gunst, Jr., Esq., 1111 Berger Bldg., Pittsburgh 19, Pa., in the sum of \$151.08 in full settlement of suit against the City of Pittsburgh for car damaged August 20, 1958, by Bureau of Refuse truck at Liberty and Herron Avenues; and charge same to Code Account No. 46, Judgments.

Passed December 29, 1958, by a two-thirds vote.

Approved December 31, 1958.

Resolution Book 14, Page 703.

## No. 495

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Edward A. Grupp, 375 Broadmoor Road, Pittsburgh 34, Pa., in the sum of \$150.00 in full settlement of claim against the City of Pittsburgh for car damaged October 8, 1958, on Penn-Lincoln Parkway by police motorcycle; and charge same to Code Account No. 46, Judgments.

Passed December 29, 1958, by a two-thirds vote.

Approved December 31, 1958.

Resolution Book 14, Page 703.

## No. 496

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Pittsburgh Railways Co., Adjustment Department, 121 Seventh Street, Post Office Box 1949, Pittsburgh 30, Pa., in the sum of \$155.20 in full settlement of claim against the City of Pittsburgh for Street Car No. 1012 damaged May 10, 1958, by Bureau of Refuse truck in Liberty Avenue near Bloomfield Bridge; and charge same to Code Account No. 46, Judgments.

Passed December 29, 1958, by a two-thirds vote.

Approved December 31, 1958.

Resolution Book 14, Page 703.

## No. 497

Whereas, Pursuant to the State Council of Civil Defense Act of March 19, 1951, P. L. 28, a Target Complex Operational Survival Plan is directed to be prepared for the City of Pittsburgh and its surrounding counties; and

Whereas, The Civil Defense Act directs that each local organization shall have a Civil Defense Director to supervise the preparation and operation of said plan; Now, Therefore, Be It

Resolved, That John B. Sullivan, duly appointed Civil Defense Director for the City of Pittsburgh, is hereby authorized officially to act for and on behalf of the City of Pittsburgh in all matters relating to the conduct of civil defense planning work and activities carried out under the terms of that Target Complex Survival Plan Project Agreement to which the City of Pittsburgh is party until this authority is terminated by similar action.

Read and adopted December 29, 1958.

Approved December 31, 1958.

Resolution Book 14, Page 704.